

U. S. Department of Justice

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FEDERAL BUREAU

of

INVESTIGATION

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FEDERAL BUREAU OF INVESTIGATION

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FEDERAL BUREAU OF INVESTIGATION

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| REPORTING OFFICE PHILADELPHIA | OFFICE OF ORIGIN PHILADELPHIA | DATE 1/16/70 | INVESTIGATIVE PERIOD 1/13/70 |
| TITLE OF CASE UNSUBS; POLICE OFFICERS, YORK POLICE DEPARTMENT, YORK, PA.; PATRICIA EBERSOLE; JEANETTE REGISTER; DARRYN LYNN REGISTER, aka - VICTIMS | | REPORT MADE BY SA NORMAN A. HENDRICKS | TYPED BY emo |
| | | CHARACTER OF CASE CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS | |

REFERENCE

Philadelphia report of SA DONALD G. COX dated 1/12/70.

- 6 -

A*
COVER PAGE

| ACCOMPLISHMENTS CLAIMED | | | | | NONE | ACQUIT- TALS | CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO |
|-------------------------|-------|------|-------|---------|------------|-----------------|---|
| CONVIC. | AUTO. | FUG. | FINES | SAVINGS | RECOVERIES | | |
| | | | | | | | |

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|---|----------------------------|------------------------------|---------------|
| APPROVED <i>[Signature]</i> | SPECIAL AGENT IN CHARGE | DO NOT WRITE IN SPACES BELOW | |
| COPIES MADE: 10 ③ - Bureau 1 - USA, MDPa. (JA) 1 - Philadelphia (44-1705) H HCL | | 44-44138-4 | REC-15 |
| | | 3 JAN 19 1970 | EX-116 |

| Dissemination Record of Attached Report | | | | Notations |
|---|-------------------------|--|--|-----------|
| Agency | <i>Cox</i> | | | |
| Request Recd. | | | | |
| Date Fwd. | <i>1-19-70</i> | | | |
| How Fwd. | <i>6-94(a)</i> | | | |
| By | <i>1/16 [Signature]</i> | | | |

54 FEB 2 1970

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, MDPA. (JA)

Report of: NORMAN A. HENDRICKS
Date: 1/16/70Office: PHILADELPHIA,
PENNSYLVANIA

Field Office File #: 44-1705

Bureau File #:

Title: UNKNOWN SUBJECTS; POLICE OFFICERS, YORK
POLICE DEPARTMENT, YORK, PA.; PATRICIA
EBERSOLE; JEANETTE REGISTER; DARRYN
LYNN REGISTER - VICTIMS

Character: CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS

Synopsis: Assistant United States Attorney JULIUS ALTMAN, MDPA., Scranton, Pa., in advisory opinion, on 1/13/70, stated that he did not believe prosecution could be sustained in this matter because victims were clearly wounded accidentally in cross-fire between York Police and snipers on 7/20/69. He said that facts did not show any conspiracy to deprive victims of any rights.

- C -

DETAILS:

On January 13, 1970, Assistant United States Attorney JULIUS ALTMAN, Middle District of Pennsylvania, Scranton, Pa., and SA NORMAN A. HENDRICKS discussed the facts in this matter. Mr ALTMAN in an advisory opinion stated that he did not feel that prosecution in this matter could be sustained because the victims were clearly wounded accidentally in cross-fire between York Police and snipers on July 20, 1969. He noted that investigation developed that at the time of this incident racial violence was taking place in York with frequent sniping on the Police by unknown snipers. He said that the York Police had been in the act of searching two individuals in a car they suspected these persons of having stolen, and did find a firearm on one of these persons, when snipers opened up on the Police. He said that the Police returned the fire, and the victims, who were among other curious onlookers, were wounded in the cross-fire. He said that clearly their wounding had been accidental, and the facts of this matter did not show any conspiracy against their rights.

1 *

FEDERAL BUREAU OF INVESTIGATION

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|---|---|--|---|
| REPORTING OFFICE PHILADELPHIA | OFFICE OF ORIGIN PHILADELPHIA | DATE JAN 12 1970 | INVESTIGATIVE PERIOD 12/16/69 |
| TITLE OF CASE UNSUBS; Police Officers, York Police Department, York, Pa.; PATRICIA EBERSOLE; JEANETTE REGISTER; DARRYN LYNN REGISTER, aka Darryl Register - VICTIMS | | REPORT MADE BY DONALD G. COX | TYPED BY mlb |
| | | CHARACTER OF CASE CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS | |

REFERENCE

Philadelphia report of SA DONALD G. COX dated 12/22/69.

- P -

LEADS

PHILADELPHIA:
AT YORK, PA.

Will obtain advisory opinion of AUSA, MDPa.

ADMINISTRATIVE DATA

Investigative period is a date included in the

| ACCOMPLISHMENTS CLAIMED | | | | | | ACQUIT- TALS | CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO |
|--|---------|------|-------|---------|------------|--|---|
| CONVIC. | AUTO. | FUG. | FINES | SAVINGS | RECOVERIES | | |
| | | | | | | | |
| APPROVED COPIES MADE: ③ - Bureau 1 - USA, MDPa. 2 - Philadelphia (44-1705) JAN 13 5 32 PM '70 | | | | | | SPECIAL AGENT IN CHARGE | |
| | | | | | | DO NOT WRITE IN SPACES BELOW 44-44138-3 19- JAN 13 1970 MCT-50 REC-65 EX-116 | |
| Dissemination Record of Attached Report | | | | | | Notations | |
| Agency | CRA | | | | | STAT. SECT. | |
| Request Recd. | | | | | | | |
| Date Fwd. | 1-14-70 | | | | | | |
| How Fwd. | 6-94(C) | | | | | | |
| By | JRS | | | | | | |

56 JAN 27 1970

PH 44-1705

investigative period of referenced report, as the information obtained in Harrisburg was not received through the mails of the Philadelphia Office until referenced report had been dictated.

B*
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, MDPa.

Report of: DONALD G. COX

Office: PHILADELPHIA,
PENNSYLVANIA

Date: JAN 12 1970

Field Office File #: 44-1705

Bureau File #:

Title: UNKNOWN SUBJECTS; POLICE OFFICERS,
YORK POLICE DEPARTMENT, YORK, PA.;
PATRICIA EBERSOLE; JEANETTE REGISTER;
DARRYN LYNN REGISTER - VICTIMS

Character: CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS

Synopsis: Investigative report by Pennsylvania State Police,
Incident #X-1133 (b), pertaining to JEANETTE
REGISTER was obtained from the PSP, Harrisburg, Pa.

- P -

DETAILS:

On December 16, 1969, Major JOHN F. YAGLENSKI,
Bureau of Criminal Investigation Headquarters, Pennsylvania
State Police, Harrisburg, Pa., furnished a copy of the
investigative report, Incident #X-1133 (b) to SA WILBUR S.
METCALF concerning JEANETTE REGISTER.

PENNSYLVANIA STATE POLICE
INITIAL CRIME REPORT

1. York

2

X-1133 (b)

| | | | | | |
|--|---|---|------------------------|---|--------------------------------|
| OFFENSE: Assault with intent to kill | | 4. SECT. NO.: 710 | 5. U.C.R. CODE: 041 | 6. DATE OCCURRED/DAY 20 JUL 69 SUN | 7. TIME OCCURRED: 1945 |
| LOCATION: Adjacent to the 300 Block of South Newberry St. (East side of street) | | | | 9. COUNTY/TWP. CODE: 66/301 | 10. ZONE: |
| 11. NAME: Jeanette REGISTER | | ADDRESS: 443 South Duke St., York, Penna. | | | PHONE: 848-2291 |
| 12. RACE SEX AGE C-F-3 | 13. EMPLOYER OR SCHOOL: McKinley Elementary School | | | 14. HOSPITALIZED AT: York Hospital | |
| 15. NAME: RACE SEX AGE HT. WT. COMPL. HAIR EYES CLOTHING | | | | | |
| DISCOVERED BY: Victim | | | | | |
| 17. DATE DISCOVERED: 20 JUL 69 | | 18. TIME DISCOVERED: 1945 | | 19. DATE INV. ARRIVED: 3 AUG 69 | 20. TIME INV. ARRIVED: 1000 |
| TYPE PREMISES: Grass plot adjacent to the east side of roadway. | | 22. POINT OF ENTRY: | | | 23. TOTAL PROP. VALUE: |
| MEANS OF ENTRY: | | 25. LOCATION OF VICTIM/PROPERTY ON PREMISES: grass plot 20 ft. east of 300 block of South Newberry St. | | | |
| WEAPON OR FORCE USED: Shotgun | | HOW USED: By member (s) of York P.D. in returning fire on snipers. | | | |
| 7. VEHICLE USED: YEAR COLOR MAKE TYPE REGISTRATION (STATE & NO.) IDENTIFYING CHARACTERISTICS | | | | | |

3. NARRATIVE: (1) LIST ACCUSED AND/OR ADDITIONAL SUSPECTS. (2) SUMMARIZE DETAILS OF INCIDENT. (3) DESCRIBE STOLEN ARTICLES AND VALUE; ALSO PHYSICAL EVIDENCE, WHERE FOUND & DISPOSITION. (4) INCLUDE STATEMENT OF VICTIMS, WITNESSES, AND SUSPECTS; ALSO THEIR LOCATION AT TIME OF CRIME. (5) FURNISH NAME OF CORONER AND EVIDENCE TECHNICIANS NOTIFIED. (6) DESCRIBE ARREST. (7) REFER TO OTHER REPORTS BY NAME & NUMBER. USE SUPPLEMENT REPORT IF NEEDED.

~~XXXXXXXX~~
Additional Victims: Lynn REGISTER, C-M-2, 443 South Duke St., York, Penna., brother of the above mentioned victim, and son and daughter of Fannie REGISTER, 443 South Duke St., York, Penna., telephone as listed above. Lynn was wounded in the left buttock by buck-shot while playing at the above described location. Upon the first volley of fire, Jeanette, ran south on South Newberry St. and was wounded by buck-shot in the right lower back. She was in the center of South Newberry St. in front of residence number 331 South Newberry St. Both victims were treated and admitted York Hospital at 1955 hrs. 20 JUL 69.

Patricia EBERSOLE, W-F-29, 331 South Newberry St., York, Penna., wounded at same time as stated above as she was adjacent to the west side of South Newberry St. approximately 20 feet west of the west curbing. She was treated and discharged from the York Hospital at 2000 hrs. 20 JUL 69, suffering with gunshot wounds of the back of the right knee. Bullet was not removed by M.D. and therefore it is not possible to determine what type of projectile struck this victim. Mrs. EBERSOLE listed her occupation as a housewife. There is no telephone listing.

On date of 3 AUG 69 the undersigned officer proceeded to the REGISTER residence to interview the mother of the two wounded children who had since been released from the York Hospital. Mrs. Fannie REGISTER was contacted and stated that she would be unable to furnish any information as she was not present when the children were wounded. Mrs. REGISTER furnished the names of persons who were present at the time in question. During the date of 3 AUG 69, the undersigned officer spent the date contacting and interviewing the persons whose names were furnished.

Continued on Page Two (2).

| | | | |
|---|---|------------|---------------------|
| 9. CHECK: <input checked="" type="checkbox"/> UNFOUNDED | 30. REPORTING OFFICER'S SIGNATURE: <i>[Signature]</i> | BADGE NO.: | 31. SUPV. INITIALS: |
|---|---|------------|---------------------|

| | | | | |
|---|--|--|--------------------|---|
| PENNSYLVANIA STATE POLICE SUPPLEMENT REPORT | | 1. LOCATION York | 21 | X-1133 (b) |
| OFFENSE: | | 4. NAME OF VICTIM: | | 5. DATE: |
| <input checked="" type="checkbox"/> USED AS CONTINUATION SHEET OF CURRENT REPORT <input type="checkbox"/> USED TO REPORT SUPPLEMENTAL INVESTIGATION | | 7. TYPE REPORT CONTINUED OR SUPPLEMENTED: <input checked="" type="checkbox"/> INITIAL CRIME <input type="checkbox"/> VEHICLE <input type="checkbox"/> ARREST | | |
| 6. STATUS: <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> CLEARED <input type="checkbox"/> NOT CLEARED | | 9. NEW OFFENSE IF CHANGED: | | 10. VALUE RECOVERED PROP.: \$ |
| | | 12. FURTHER ACTION & REPORT REQUIRED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | 13. MULTIPLE CLEAR-UP?: (LIST OTHER INCIDENT YES NOS. IN NARRATIVE) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
| NARRATIVE: IN FOLLOW-UP USAGE, RECORD ALL DEVELOPMENTS SUBSEQUENT TO LAST REPORT. LIST ANY ACCUSED AND/OR SUSPECTS AS FIRST ITEM. INCLUDE ARREST REPORT NUMBERS OF PERSONS ARRESTED, VALUE AND DISPOSITION OF RECOVERED PROPERTY (ATTACH PROPERTY RECORD), AND EXPLAIN ANY CHANGE IN OFFENSE. | | | | |
| SUSPECT/SUSPECT | | | | |
| <p>Larry D. REGISTER, C-M-13, 443 S. Duke St., York, Penna., student, brother of the two injured children. Larry stated that he and two other boys, namely Jerry EADY, C-M-15, 612 S. Queen St., York, Penna. and Charles LOGAN, C-M-16, 329 Stone Ave., York, Penna. were walking along the creek, west side, between College Ave. and the Codorus Project, when they seen the city police beating up two negroes on the other side of the creek at the old York Ice House. They ran to the fence that was between the west bank of the creek and the project, where they could get a better look at what was happening. At this time one of the city police yelled there they are and fired a shot in the direction of the project. Larry stated that they started to run and at this time many more shots were fired by the police. Larry further stated that it was at this time that his sister and brother were wounded. Larry was asked if either he or any of his companions were armed and Larry stated that they did not have any guns. Denied if anyone was firing at police from the west bank of the creek.</p> | | | | |
| <p>Clara (MAM) KING, C-F-50, housewife, 337 S. Newberry St., York, Penna., Grandmother of the Register children. Mrs. KING stated that the two injured children had been visiting her home and were playing with their Aunt, Emily (MAM) KING, C-F-23, 337 S. Newberry St., York, Penna. at the fence that separates the project from the west bank of the Codorus Creek. It was about 7:30 P.M. when she heard the shots and went to the door and was told that her grand children had been shot. A neighbor had taken Jeanette to the hospital and a call was made to the city police to send a car to take Lynn to the hospital. The police car arrived a short time after the call and Lynn was transported, along with Emily and myself to the Hospital where we stayed until the next day.</p> | | | | |
| <p>Emily (MAM) KING, C-F-23, 337 S. Newberry St., York, Penna., unemployed, telephone number 354-9674. Miss King stated that on the evening of JULY 20, 1969 at between 7:00 P.M. and 7:30 P.M., she and her niece and nephew were playing at the grass lawn which layes between the street and the creek bank. I seen a red and white police car and an armored car on the east bank of the creek, behind the ice house. The police were beating two colored men. Some of the people who live in the project ran to the fence to watch what was going on. One of the police yelled, "There they are and opened fire into the project. The baby was hit, (Lynn) and I threw myself on top of her. Jeanette ran down the middle of S. Newberry St. towards my mother's house and as she was about in front of 331 S. Newberry, she was shot in the back. A neighbor took Jeanette to the hospital, while I carried Lynn to my mothers house and called the police to send help to take Lynn to the hospital. (Officers note: When ask if anyone was firing at the police from the west bank of the Codorus Creek, this witness answered in the negative.)</p> | | | | |
| <p>Patricia BEERSOLE, W-F-29, 331 S. Newberry St., York, Penna. wounded in the back of the right leg during this incident, stated that she was at the fence watching what the police were doing on the other side of the creek. When the police fired into the project, she ran for her home and was struck in the leg by a bullet. This witness denies that anyone was firing from the west bank of the creek at the time of this incident.</p> | | | | |
| <p>The following police officer who were at the scene at the time in question, upon the request of the undersigned, submitted the attached reports.</p> | | | | |
| 5. PAGE NO. 2 | 16. REPORTING OFFICER'S SIGNATURE Kenneth L. Harrel, Cpl. | 17. DATE OF INCIDENT 20 JUL 69 | 18. SUPV. INITIALS | 19. BADGE NO. 1767 |

| | | | | | |
|--|--|--|--|--|--|
| 7-005 (8-57) PENNSYLVANIA STATE POLICE SUPPLEMENT REPORT | | 1. STATION <u>York</u> | | 2. INCIDENT NO. <u>X-1133 (b)</u> | |
| OFFENSE: | | 4. NAME OF VICTIM: | | 5. DATE: | |
| <input checked="" type="checkbox"/> USED AS CONTINUATION SHEET OF CURRENT REPORT <input type="checkbox"/> USED TO REPORT SUPPLEMENTAL INVESTIGATION | | 7. TYPE REPORT CONTINUED OR SUPPLEMENTED: <input checked="" type="checkbox"/> INITIAL CRIME <input type="checkbox"/> VEHICLE <input type="checkbox"/> ARREST | | | |
| | | 9. NEW OFFENSE IF CHANGED: | | 10. VALUE RECOVERED PROP.: \$ | |
| 6. STATUS: <input type="checkbox"/> CLEARED <input checked="" type="checkbox"/> UNFOUNDED <input type="checkbox"/> NOT CLEARED | | 12. FURTHER ACTION & REPORT REQUIRED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | 13. MULTIPLE CLEAR-UP?: (LIST OTHER INCIDENT NOS. IN NARRATIVE) <input type="checkbox"/> YES <input type="checkbox"/> NO | |
| 8. NARRATIVE: IN FOLLOW-UP USAGE, RECORD ALL DEVELOPMENTS SUBSEQUENT TO LAST REPORT. LIST ANY ACCUSED AND/OR SUSPECTS AS FIRST ITEM. INCLUDE ARREST REPORT NUMBERS OF PERSONS ARRESTED, VALUE AND DISPOSITION OF RECOVERED PROPERTY (ATTACH PROPERTY RECORD), AND EXPLAIN ANY CHANGE IN OFFENSE. | | | | | |
| CUSED/SUSPECT | | | | | |
| Ptl. Richard S. RUDISILL, York City Police Department. | | | | ATTACHMENT # 1. | |
| Ptl. Gerald L. WILLIAMS, York City Police Department. | | | | ATTACHMENT # 1. | |
| Ptl. Rene A. SHUE, York City Police Department. | | | | ATTACHMENT # 1. | |
| Ptl. Jack ENDERS, York City Police Department. | | | | ATTACHMENT # 2. | |
| Det. Capt. Charles McCAFFERY, York City Police Dept. | | | | ATTACHMENT # 3. | |
| Det. Capt. Charles McCAFFERY, York City Police Dept. | | | | ATTACHMENT # 4. | |
| Other officers who were at the scene at time and date in question were interviewed York City Police Headquarters on date of this report. | | | | | |
| Cpl. Newton D. BROWN, 1016 W. Princess St., York, Penna. stated that he was at scene on the east bank of the Codorus Creek when someone fired in the direction of the ice from the west bank of the creek. Some of the police returned fire. BROWN stated that did not fire a shot. When questioned about the three boys walking from the College Ave. age towards the fence that separates the project from the creek bank, BROWN stated that he in the boys and that they were not carrying guns. | | | | | |
| Ptl. Ronald A. McCLAIN, 759 Priority Road, York, Penna., stated that he was in the of frisking a prisoner at the rear of the York Ice House, when the police were fired upon in the vicinity of the College Ave. Bridge and from the west bank of the Codorus Creek, just over the stone retaining wall, in the heavily brushed area in line with the Codorus Project. McCLAIN stated that he did not see any individual firing from the embankment, but he did see a gun flash at that location. McCLAIN stated that he was not armed with a shotgun, but had a .38 Cl. revolver which he did not fire. | | | | | |
| The undersigned officer interviewed Dr. Charles MCKENZIE, Resident Surgeon, York Hospital. Dr. MCKENZIE stated that the projectile was never removed from Lynn REGISTER and will be removed unless it would cause some unforeseen problem. X-rays were examined by undersigned and it was determined that the projectile remaining in the body of Lynn REGISTER was that of a buck-shot. A rumor had been circulated that one of the children was struck with a small cal. projectile and that there were powder burns around the wound. Dr. MCKENZIE denied this allegation. | | | | | |
| The projectile taken from the body of Jeanette REGISTER was examined by the undersigned officer at the office of Chief of Police Leonard LUDIS of the York Police Dept. It was determined that this was a Buck-shot. It was noted that this projectile was a very flat surface which in all probability was caused by the pellet striking a flat hard surface and ricocheting prior to striking Jeanette. | | | | | |
| It was also observed by the undersigned officer and Cpl. Donald WEISHER, P.S.P., at the first home on South Newberry St. directly in the line of fire from police, had been struck by four projectiles, size of cal. unknown. INVESTIGATION TO BE CONTINUED: | | | | | |
| 9. PAGE NO. | | 16. REPORTING OFFICER'S SIGNATURE: <u>[Signature]</u> | | 17. DATE OF INCIDENT: | |
| | | 18. SUPV. INITIALS: | | | |

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|--|--|--|--|--|--|
| 5-7-205 (8-67) PENNSYLVANIA STATE POLICE SUPPLEMENT REPORT | | 1. STATION <u>York</u> | | 2. INCIDENT NO. <u>X-1133 (b)</u> | |
| 3. OFFENSE: Assault With Intent To Kill | | 4. NAME OF VICTIM: <u>Jeanette REGISTER</u> <u>Lynn REGISTER and Patricia EBERSOLE</u> | | 5. DATE: <u>21 AUG 69</u> | |
| <input type="checkbox"/> USED AS CONTINUATION SHEET OF CURRENT REPORT | | 7. TYPE REPORT CONTINUED OR SUPPLEMENTED: <input checked="" type="checkbox"/> INITIAL CRIME | | <input type="checkbox"/> VEHICLE | |
| <input checked="" type="checkbox"/> USED TO REPORT SUPPLEMENTAL INVESTIGATION | | 9. NEW OFFENSE IF CHANGED: | | 10. VALUE RECOVERED PROP.: \$ | |
| 6. STATUS: <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> CLEARED <input checked="" type="checkbox"/> NOT CLEARED | | 12. FURTHER ACTION & REPORT REQUIRED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | 13. MULTIPLE CLEAR-UP?: (LIST OTHER INCIDENT <input type="checkbox"/> YES NOS. IN NARRATIVE) <input type="checkbox"/> NO | |
| 1. NARRATIVE: IN FOLLOW-UP USAGE, RECORD ALL DEVELOPMENTS SUBSEQUENT TO LAST REPORT. LIST ANY ACCUSED AND/OR SUSPECTS AS FIRST ITEM. INCLUDE ARREST REPORT NUMBERS OF PERSONS ARRESTED, VALUE AND DISPOSITION OF RECOVERED PROPERTY (ATTACH PROPERTY RECORD), AND EXPLAIN ANY CHANGE IN OFFENSE. | | | | | |

~~XXXXXXXXXX~~

On date of 19 AUG 69, the undersigned officer accompanied by Det/Sgt. Thomas CHATMAN of the York Police Department, proceeded to the scene of this incident for the purpose of obtaining photographs of the scene and the areas adjacent thereto. Photographs are taken by Det/Sgt. CHATMAN. These photographs are attached to this report.

-5*-

INVESTIGATION TO BE CONTINUED:

| | | | |
|-------------|---|-----------------------|---------------------|
| 6. PAGE NO. | 16. REPORTING OFFICER'S SIGNATURE: <u>[Signature]</u> | 17. DATE OF INCIDENT: | 18. SUPV. INITIALS: |
|-------------|---|-----------------------|---------------------|

FEDERAL BUREAU OF INVESTIGATION

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|---|---|--|--|
| REPORTING OFFICE PHILADELPHIA | OFFICE OF ORIGIN PHILADELPHIA | DATE 12/22/69 | INVESTIGATIVE PERIOD 12/15 - 22/69 |
| TITLE OF CASE CHANGED UNSUBS; Police Officers, York Police Department, York, Pa.; PATRICIA EBERSOLE; JEANETTE REGISTER; DARRYN LYNN REGISTER aka Daryl Register - VICTIMS | | REPORT MADE BY DONALD G. COX | TYPED BY KGG |
| | | CHARACTER OF CASE CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS | |

Title marked Changed to reflect correct name of DARRYN LYNN REGISTER - VICTIM.

REFERENCE

Bureau airtel to Philadelphia 12/4/69.

- P -

LEADS

PHILADELPHIA
AT HARRISBURG, PA.

Will obtain copy of PSP report reflecting their investigation in this matter.

| ACCOMPLISHMENTS CLAIMED | | | | | | ACQUIT-TALS | CASE HAS BEEN: |
|---|----------|------|-------|---------|------------|---|--|
| CONVIC. | AUTO. | FUG. | FINES | SAVINGS | RECOVERIES | | |
| | | | | | | | PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO |
| APPROVED | | | | | | DO NOT WRITE IN SPACES BELOW | |
| SPECIAL AGENT IN CHARGE COPIES MADE: ③ - Bureau 1 - USA, MDPA. 2 - Philadelphia (44-1705) | | | | | | 44-44138-2 MCT-54 REC-58 22 DEC 29 1969 NOTATIONS STAT. SECT. | |
| Dissemination Record of Attached Report | | | | | | | |
| Agency | 1 CRO | | | | | | |
| Request Recd. | | | | | | | |
| Date Fwd. | 12/31/69 | | | | | | |
| How Fwd. | 694-5 | | | | | | |
| By | JW/1/69 | | | | | | |

PH 44-1705

LEADS (CONTINUED)

AT SCRANTON, PA.

Will obtain advisory opinion of U. S. Attorney,
Middle District of Pennsylvania.

ADMINISTRATIVE DATA

All persons interviewed in this matter were advised
that this investigation was being conducted at the specific
request of the Assistant Attorney General, JERRIS LEONARD,
Civil Rights Division.

- B* -
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, MDPA.

Report of: SA DONALD G. COX
Date: DECEMBER 22, 1969

Office: PHILADELPHIA, PENNSYLVANIA

Field Office File #: Philadelphia 44-1705

Bureau File #:

Title:

UNKNOWN SUBJECTS; POLICE OFFICERS,
YORK POLICE DEPARTMENT, YORK, PA.;
PATRICIA EBERSOLE; JEANETTE REGISTER;
DARRYN LYNN REGISTER - VICTIMS

Character:

CIVIL RIGHTS - CONSPIRACY AGAINST RIGHTS

Synopsis:

Chief of Police, York, Pa., furnished names of victims and witnesses and known police officers at scene of incident, York Ice House and Codorus Housing Project, York, Pa. Victims interviewed and neighborhood investigation conducted. Neighbors in Codorus Housing Project claim police fired first. York police officers interviewed and records of Police Department obtained. Police officers stated they were fired upon and returned fire. Incident occurred while police recovered an abandoned stolen car and arrested two Negro males in area behind York Ice House and across a ravine and creek from the Codorus Housing Project. Medical records of victims obtained. Newspaper reporter for The Gazette and Daily, who resides in area, stated first shots fired by unknown persons on the Codorus Housing Project side of creek before police fired. Arrest records of BENJAMIN LEROY NOLDEN and HENRY JUNIOR HANNIBL obtained and both interviewed.

- P -

DETAILS:

This is a preliminary investigation.

PH 44-1705

On December 15, 1969, SA DONALD G. COX advised LEONARD L. LANDIS, Chief of Police, York, Pa., Police Department, that an investigation of an alleged violation of civil rights by members of that Department would be made.

- 2 -

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

LEONARD LANDIS, Chief of Police, York Police Department, York, Pa., furnished the following information:

The Pennsylvania State Police conducted an investigation regarding an incident which took place on Sunday, July 20, 1969. The incident took place on the east side of the 300 block of South Newberry Street, York, Pa. The victims of the incident were:

JEANETTE REGISTER, Negro female, age 8,
443 South Duke Street, York, Pa.

LYNN REGISTER, Negro male, age 2,
443 South Duke Street, York, Pa.

PATRICIA EBERSOLE, white female, age 29,
331 South Newberry Street, York, Pa.

JEANETTE REGISTER was shot in the right lower back in the street in front of the residence at 331 South Newberry Street. LYNN REGISTER was shot in the left buttock with buckshot, and PATRICIA EBERSOLE was shot in the back of the right knee.

Chief of Police LANDIS advised that witnesses to the incident, other than policemen, were as follows:

LARRY D. REGISTER, Negro male, age 13,
443 South Duke Street, York, Pa.

GERRY EADY, Negro male, age 15,
612 South Queen Street, York, Pa.

CHARLES LOGAN, Negro male, age 16,
329 Stone Avenue, York, Pa.

CLARA KING (the grandmother of the
REGISTER victims)
Negro female, age 50,
337 South Newberry Street, York, Pa.

On 12/15/69 at York, Pa.

File # Philadelphia 44-1705

by SA RALPH C. HAMNER, JR.:BSM

Date dictated 12/19/69

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PH 44-1705

2

EMMA KING (daughter of CLARA KING)
Negro female, age 23,
337 South Newberry Street, York, Pa.

Chief of Police LANDIS advised that the following
York policemen were among those present at the scene of
the incident:

Patrolman RICHARD S. RUDISILL

Patrolman GERALD L. WILLIAMS

Patrolman JACK ENDERS

Patrolman RONALD A. MC CLAIN

Corporal NEWTON D. BROWN

Detective Captain CHARLES MC CAFFERY

Photos of the scene of the incident were taken by
Detective Sergeant THOMAS CHATMAN.

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Captain CHARLES MC CAFFERY, York City Police Department. Captain MC CAFFERY was advised of the nature and purpose of this interview, and he was furnished a "Waiver of Rights" form, which he read and signed. Captain MC CAFFERY furnished two reports, one dated July 20, 1969, and the other dated July 22, 1969. He stated he considered the report dated July 20, 1969, a joint report with Lieutenant RICHARD A. WASSER.

Captain MC CAFFERY stated he considered these reports to be statements made by him, and requested they be used as a signed statement by him.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SAS DONALD G. COX
AND NORMAN A. HENDRICKS DGC:BSM Date dictated 12/17/69

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

- 5 -



City of York, Pennsylvania

17405

Department of Public Safety

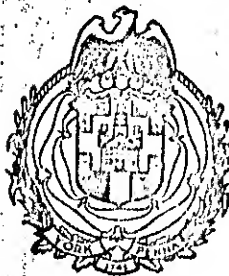
BUREAU OF POLICE

Telephone 717-845-2701



HON. JOHN L. SNYDER
MAYOR

JACOB W. HOSE, SR.
DIRECTOR
DEPT. PUBLIC SAFETY



WM. H. KAPP
CHIEF OF POLICE

LEONARD L. LANDIS
INSPECTOR OF DETECTIVES

TO: CHIEF LEONARD L. LANDIS
FROM: CAPTAIN CHARLES McCaffery

IN RE: DISORDER-RIOT on 7/20/69 IN AREA OF OLD YORK ICE HOUSE

On Sunday, July 20, 1969, at approximately 8:00 PM I was in Unit #22 with Lt. Richard Wasser when we heard a message over the radio that Police Officers in the area of the Old York Ice House were requesting help. The Old York Ice House is located West of Oak Lane, East of the Codorus Creek, South of College Avenue and North of Kings Mill Road. With Lt. Wasser operating the cruiser car, we proceeded to the area.

Upon our arrival we observed the Uniform Police Officers with two Negro Males. These males were identified and arrested as follows:

Benjamin Leroy Nolden, 537 South Duke Street, York, Pa. [FOIA(b)(6)]
Henry Hannible, Jr., 380 Simpson Street, York, Pa., [FOIA(b)(7) - (C)]

Arrested under the Uniform Fire Arms Act for Carrying Pistol With No License after search of vehicle revealed a pistol in same.

Lt. Wasser parked the cruiser and we got out and within a few minutes thereafter more Police Officers arrived on the scene, including the Armored Truck "Big Al."

We took position facing the Codorus Creek and within a matter of seconds shots were fired from the Bank of the Creek towards the Police Officers, and then someone hollared that they were shooting from the Bridge. I, Captain McCaffery, with a shotgun, returned fire towards the Bank in the vicinity of where these shots had come from. I did not see any person in the vicinity where I shot. At the same time Lt. Wasser fired several shots in the direction of the College Avenue Bridge and also in the direction of the Bank, where I had also shot, for a total of 18 shots. Lt. Wasser also ordered three (3) Negro males to get off the Bridge. One of these three males had a rifle and had shot at us with same, and upon being ordered off the Bridge he dropped the rifle, but then he kept it.

NAW



City of York, Pennsylvania

17405

Department of Public Safety

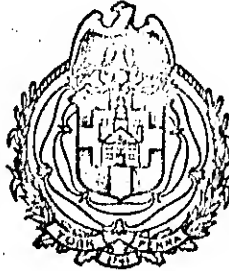
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HON. JOHN L. SNYDER
MAYOR

JACOB W. HOSE, SR.
DIRECTOR
DEPT. PUBLIC SAFETY



WM. H. KAPP
CHIEF OF POLICE

LEONARD L. LANDIS
INSPECTOR OF DETECTIVES

Page Two of Report from Captain McCaffery on 7/20/69

running off the Bridge.

It is also my firm believe that shooting was coming from Under the Bridge, being the College Avenue Bridge, in our direction.

At this point I hit the ground and got behind the cruiser car for cover and Lt. Wasser did the same. I then hollared for everyone to " stop shooting."

I then told the Uniform Police Officers to get the two men to City Hall as quick as they could get them in a cruiser and for all of us to " let's get out of here." We then left.

The Uniform Police Officers opened fire at the same time Lt. Wasser and I did.

I estimate 30 to 40 rounds being fired by Police Officers in the direction of the Bank and the Bridge.

Charles McCaffery

Captain Charles McCaffery
Captain of Detective Bureau
York City Police Dept, York, Pa.

This is a joint Statement of Capt. McCaffery & Lt. Wasser

Richard A. Wasser

12-17-69 10:20 AM



City of York, Pennsylvania

17405

Department of Public Safety

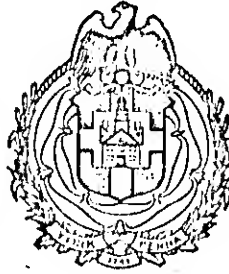
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Telephone 717-845-2701



HON. JOHN L. SNYDER
MAYOR

JACOB W. HOSE, SR.
DIRECTOR
DEPT. PUBLIC SAFETY



WM. H. KAPP
CHIEF OF POLICE

LEONARD L. LANDIS
INSPECTOR OF DETECTIVES

TO: CHIEF LEONARD L. LANDIS
FROM: CAPTAIN CHARLES McCAFFERY
IN RE: DISORDER-RIOT on 7/20/69 IN AREA OF OLD YORK ICE HOUSE -
MEETING WHICH OCCURRED AS RESULT OF INJURIES IN ABOVE AREA

On Tuesday morning, July 22, 1969, at 5:45 A.M. the following persons came to my office in the Detective Bureau:

Johnny Collins, 31 years, 443 South Duke Street, York, Pennsylvania.

John Davis, 21 years, 443 South Duke Street, York, Pennsylvania (being a member of the United States Armed Forces.)

Both of these men stated that they were Uncles to the following two children who were injured by gunshot wounds on 7/20/69:

Lynn Register, 2 years, 443 South Duke Street, York, Pa. (shot in buttocks area by small caliber)

Jeanette Register, 8 years, 443 South Duke Street, York, Pa. (shot in lower back area by small caliber)

Location of the shooting having occurred in the Project area on Newberry Street

These two men stated that they had been sent to my office by Reverend Adam Kittrell and both men were very angry and wanted to know what had happened in the shooting of this young boy and girl.

I tried several times to explain to them exactly what had occurred but both became very nasty and refused to listen to my explanation. Detective Sgt. Thomas Chatman was in the next room at this time and he came into my office and told both men that I, Captain McCaffery, did not have to take such abuse and he advised me to order the men to leave my office. At this time the two men seemed to settle down and



City of York, Pennsylvania

17405

Department of Public Safety

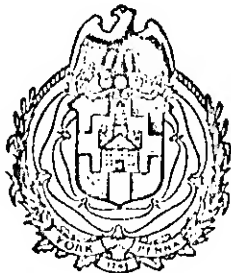
BUREAU OF POLICE

Telephone 717-845-2701



HON. JOHN L. SNYDER
MAYOR

JACOB W. HOSE, SR.
DIRECTOR
DEPT. PUBLIC SAFETY



WM. H. KAPP
CHIEF OF POLICE

LEONARD L. LANDIS
INSPECTOR OF DETECTIVES

Page Two of Report from Captain McCaffery on Meeting Held 7/22/69 with Collins & Davi

Listen to my version of what had occurred.

Johnny Collins stated that the two children were in the Center of the Codorus Homes and that Police Officers had come into the area of the Codorus Homes and discharged some shots.

If these children were in the Center of the Codorus Homes as stated by Johnny Collins it is my belief that they were not injured by shots being fired by Police Officers in the area of the Old York Ice House.

I explained to the two men our position as Police Officers - that was : that we were not doing any more than what I thought our job was.

I then took these two men outside and showed them the bullet holes in our Armored Truck and in the Cruiser Cars. The two men then seemed satisfied that some of the things which they had been told were not all true - these stories coming from the people living in the area of the Codorus Homes.

Both men then thanked me, shook hands with me and departed.

At No Time during the shooting did we see any children in the area. I personally do not believe that any Police Officer within the York City Police Department would discharge a gun in the general direction of any children at any time, and I do not believe that any shots from the Police Officers inflicted any wounds upon these children during the shooting which occurred in the area of the Old York Ice House.

Respectfully submitted,

- 9 -

Charles W. McCaffery

Captain MC CAFFERY escorted the interviewing Agents to the rear of the York Ice House, located at Church Road off Oak Lane on the south side of the bridge. He stated that on July 20, 1969, when he arrived at this area, there was no gunfire. He and Lieutenant WASSER had been out of their car for only a few moments when gunfire was directed at the police on the south side of the creek. He stated that there was movement in the heavy brush from the College Avenue Bridge and several hundred yards to the west along the bank of the creek in front of the Codorus Housing Project, which is on the north side.

Captain MC CAFFERY stated that he had a shotgun with him, which was loaded with double 00 shot. He saw movement near a couple of cement abutments, which he believes are entrances to storm sewers and are located far below the top of the north bank and west of the Codorus Housing Project. He fired three shots in the direction of the cement abutments. The distance was several hundred yards, and he did not expect to even come close to these abutments when he fired. He fired in that direction in hopes that he could flush whoever it was into the open. His direction of fire was away from the housing project, and his shots could not possibly strike anything in that project.

When he fired other policemen at the scene also returned fire, but he did not observe where they were firing. The shooting was over in less than a minute, and the police left the area of the York Ice House.

FEDERAL BUREAU OF INVESTIGATION

1

Date 12/22/69

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Lieutenant RICHARD A. WASSER, York Police Department. Lieutenant WASSER was advised of the nature and purpose of this interview, and he was furnished a "Waiver of Rights" form, which he read and signed. Lieutenant WASSER signed a report made by Captain CHARLES MC CAFFERY, dated July 20, 1969, which he stated was a joint report with Captain MC CAFFERY.

Lieutenant WASSER stated he considered this report to be a joint statement made by him with Captain MC CAFFERY and requested it be used as a signed statement by him.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SAS DONALD G. COX
AND NORMAN A. HENDRICKS DGC:BSM Date dictated 12/22/69

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Lieutenant WASSER stated the following weapons were issued to the York Police Department, and were in possession of the various policemen in the vicinity of the York Ice House on July 20, 1969:

1. 12 gauge shotguns. Ammunition issued for these guns were Double 00 buckshot and Rifle Slugs.
2. Rifles. Ammunition issued for the rifles is 30.06 caliber.
3. Rising Riot, .45 caliber semi-automatic rifle.
4. Smith and Wesson .38 caliber revolvers carried by policemen.

Lieutenant WASSER stated that he remembers the following policemen in the rear of the York Ice House at approximately 8:00 p.m., on July 20, 1969, when the York Police were fired upon and fire was returned by the police:

1. Policeman CHARLES ROBERTSON -
in armored truck.
2. Corporal NEWTON BROWN -
in armored truck.
3. Policeman WILLIAM HOSE -
in armored truck.
4. Policeman JACOB HOSE -
in armored truck.
5. Captain MC CAFFERY
6. Policeman JAMES VANGREEN

PH 44-1705

Lieutenant WASSER also furnished copies of the following arrest reports for BENJAMIN LEROY NOLDEN and HENRY HANNIBLE, JR., and copies of the following complaint reports for PATRICIA EBERSOLE and LYNN and JEANETTE REGISTER.

Cell No. #2Time 7:55 PM

Docket No. _____

POLICE DEPARTMENT
YORK, PA.

Memorandum of Arrest

Date of Arrest July 20, 1969 19Name of Prisoner Benjamin Leroy NOLDENAge 26 Color Black Sex M Height 6 Weight 150Nationality American Occupation LaborerResidence 537 S. Duke St. York, Pa.Single, Married MarriedName of Officer Making Arrest McClain, Rudisill, Shue

Name of Complainant _____

Witness _____

Cause of Arrest Uniform Firearms Sec 628-cArticles found on Prisoner Wallet, hankie, \$2.03Arrest 11th Date 7-20-69 D.C. Bill #58 Crd #52 Sec SubSec C-EWAS POLICE CAR OR CAB USED? Unit #4DISPOSITION MADE OF CASE TO Ald. FerryFine \$ _____ Or _____ Jail _____
WSB

Cell No. #1Time 7:55 PM

Docket No. _____

POLICE DEPARTMENT**YORK, PA.****Memorandum of Arrest**Date of Arrest July 20, 1969 1969Name of Prisoner Henry ~~HANNIBL~~ Jr.B. APPROX 152 Age 18 Color Black Sex M Height 6-1 Weight 160Nationality American Occupation laborerResidence 380 Simpson St. York, Pa.Single, Married SingleName of Officer Making Arrest McClain, Rudisill, Shue

Name of Complainant _____

Witness _____

Cause of Arrest D.C. Bill #58 Ord #52 Sec 1&2 SubSec C-EArticles found on Prisoner wallet, keys, \$11.11Arrest 2nd Date 4-5-69 Sentence Sec 624-6 TCT Ald. ForryWAS POLICE CAR OR CAB USED? Unit #4

DISPOSITION MADE OF CASE _____

Fine \$ 100.00 Or Jail 30 days
WSB Paid fine 100.00 - 7/21/69.

- 17 -

317
We stopped at the defendants on a routine check and in checking out the vehicle and occupants the defendants became loud and boisterous and were being profane and scandalous to the policemen conducting this routine check.

Ronell A. McClain

LAST NAME

COMPLAINT REPORT — YORK POLICE DEPARTMENT

EBERSOLE, PATRICIA

DATE July 20, 1969 TIME 8:00 PM

29 years

COMPLAINANT'S NAME Patricia EbersoleADDRESS 331 S. Newberry StRECEIVED BY Det HarroNATURE OF COMPLAINT (Shooting) Personal Injury

LETTER

PERSON

PHONE

DETAILS Patricia Ebersole was standing observing commotion on other
side of creek in Project area when she was hit by a small caliber
bullet in leg

DISPOSITION Injury to right leg - knee area. Treated and dischargedINVESTIGATING OFFICER Det Harro

LAST NAME

COMPLAINT REPORT — YORK POLICE DEPARTMENT

REGISTER, LYNN 2 years

DATE July 20, 1969

TIME 8:00 PM

REGISTER, JEANETTE 8 years

COMPLAINANT'S NAME Jeanette Register (8) and Lyni Register (2)

ADDRESS 443 South Duke St, York, Pa

RECEIVED BY Det Harro

NATURE OF COMPLAINT Shooting (Injury)

LETTER ☐PERSON ☒

DETAILS Lynn Register (2 years) was shot in the butt and Jeanette , 8 years

PHONE ☐

was shot in the lower Back area by a small caliber weapon

This occurred in the area of the Project while they were watching
the " action " during the disorder this night

DISPOSITION Conveyed to York Hospital and both admitted

INVESTIGATING OFFICER Det Harro

FEDERAL BUREAU OF INVESTIGATION

Date December 23, 1969

On December 17, 1969, PATRICIA EBERSOLE, 331 South Newberry Street, furnished the following signed statement:

"Dec. 17, 1969
York, Pa.

"I, Patricia Ebersole, residing at 331 S. Newberry St, York, Pa, born Sept. 15, 1939, Dallastown, Pa., make the following free and voluntary statement to John R. Wineberg and Ralph C. Hamner, Jr. who have identified themselves to me as Special Agents of the Federal Bureau of Investigation on official business. I have been advised of the nature of this matter and have been told it may be used in a court of law.

"Near the end of July 1969 on a Sunday afternoon around 5:00 p.m. during the time of the disturbances in York, Pa., I was in the house. My son, Randy, 5 years old, came into the house and told me there were some people at the fence near the creek watching the police beating up a boy up across the creek. The boy went back out side and I saw about 10 or 15 little children and a couple adults up at the fence at the end of the street about 100 feet from my front door. My boy was back up there at the fence.

"I went up to get my son and when I got to the fence I could see through the leaves and bushes and could see about 7 police officers with rifles on the other side of the creek. I also saw 3 armored trucks and one police car on the other side of the creek. I heard one of the police officers say "there they are", Get them" or some similiar phrase. Almost immediately the police officers started shooting.

On 12/17/69 at York, Pa. File # PHILADELPHIA 44-1705

by SA's JOHN R. WINEBERG & RALPH C. HAMNER, JR. Date dictated 12/22/69

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"I heard a great many shots as I turned around to run. As I got a few feet from the street I felt in my right leg as if somebody had hit me in the back of my right leg just above the knee. I fell down in the street. I stayed down in the street for a minute or so as the gun fire continued. When it stopped I got up and walked to my house.

"I didn't realize I'd been shot until my son told me my leg was bleeding. I looked at it and saw I'd been shot.

"An armored truck came to pick me up to take me to the hospital but I was afraid to go with the police and I called my son's father to take me to the hospital.

"I later learned that one of the police officers who had been across the creek was named officer Mc Caffney. He also was one of the police in a white shirt. I also recognized another officer whose name is Wasser. I did not know any of the other police officers who had been across the creek shooting.

"There had been no gun fire in the area previous to the police shooting. There was no one in this area who had any guns prior to the police shooting.

"I have read and initialed each of the three pages of this statement. It is true and correct.

/s/ Patricia Ebersole"

WITNESSES:

JOHN R. WINEBERG, Special Agent, FBI, York, Pa.
RALPH C. HAMNER, JR., Special Agent, FBI, York, Pa.

PH 44-1705

3

Following is a description of PATRICIA EBERSOLE
as obtained from interview and observation:

| | |
|----------------|---|
| Name | PATRICIA EBERSOLE |
| Race | White |
| Sex | Female |
| Nationality | American |
| DOB | 9/15/39 |
| POB | Dallastown, Pa. |
| Height | 5'3" |
| Weight | 110 pounds |
| Eyes | Green |
| Hair | Blond |
| Build | Slim |
| Marital Status | Single |
| Employment: | Joe Max Apparel, 57 West Market Street, York, Pa. |

FEDERAL BUREAU OF INVESTIGATION

Date December 23, 1969

On December 17, 1969, PATRICIA EBERSOLE, 331 South Newberry Street, furnished written authority for the Federal Bureau of Investigation to review her medical records at York Hospital, York, Pa.

On December 18, 1969, Mrs. BETTY J. NEELEY, Director Medical Records, York Hospital, furnished the following medical record of PATRICIA EBERSOLE:

On 12/18/69 at York, Pa.

File # PHILADELPHIA 44-1705

by SA's JOHN R. WINEBERG & RALPH C. HAMNER, JR. /cmk
Date dictated 12/22/69

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- 24 -

YORK HOSPITAL

EMERGENCY ROOM REFERRAL FORM

| | | | | |
|--|------------------------------|---------------------------|------------------|------------------------------|
| NAME <i>Patricia Charles</i> | | DATE <i>7/20/69</i> | | 196 |
| REFERRED TO <i>Dr. J. H. Hume</i> | | | | |
| PLEASE REPORT ON <i>7/20/69</i> DATE TIME | | | | |
| FOR THE PURPOSE OF <i>as check</i> | | | | |
| DIAGNOSIS <i>scattered wound to leg</i> | | | | |
| TETANUS Rx <i>admitted</i> | ANTIBIOTIC <i>penicillin</i> | OTHER MED. <i>aspirin</i> | X-RAY <i>17m</i> | LAB |
| SIGNATURE OF PATIENT OR RESPONSIBLE PERSON <i>Patricia Charles</i> | | | | <i>Dr. Hume</i> M.D. R.N. |

FORM NO. 4005

CHART COPY

| STATEMENT | | | | MR. MRS. MISS | | AGE | |
|---------------------------------------|--|----|----|--|--|--|--|
| EMERGENCY FEE | | 5 | | Chenelle | | A. 29 | |
| PHONE | | 11 | 45 | LAST FIRST | | M. INITIAL | |
| ADDRESS | | 12 | | 331 S. Newberry St. | | | |
| CITY | | | | York Pa. | | TEL. NO. | |
| DATE ADMITTED | | | | 7/20/69 | | HOUR ADMITTED | |
| HOUR ADMITTED | | | | 8 25 P.M. | | MARITAL STATUS | |
| TYPE OF INSURANCE | | | | <input type="checkbox"/> MALE <input checked="" type="checkbox"/> FEMALE | | | |
| COMPENSATION: (EMPLOYER) | | | | BLUE CROSS NUMBER | | Blue Cross | |
| DATE OF INJURY OR ONSET OF ILLNESS | | | | 7/20/69 | | REFERRED BY | |
| PLACE AND TIME OF OCCURENCE | | | | 8:00 P.M. near home | | | |
| MODE OF ARRIVAL | | | | <input type="checkbox"/> Y.H. AMBULANCE <input type="checkbox"/> AMBULATORY | | <input type="checkbox"/> OTHER AMBULANCE <input checked="" type="checkbox"/> OTHER (SPECIFY) for friend | |
| TOTAL | | 28 | 45 | | | | |
| NAME AND ADDRESS OF PARENT (IF MINOR) | | | | | | | |

PLAINT: Puncture wound @ rear leg

SIGNS: T. P. 100 R. 18 B.P. 150/100 TIME: in adm

ORD HISTORY, PHYSICAL EXAM, LAB & X-RAY DATA, AND TREATMENT) PA & Lat. (R) upper leg - (done)

Puncture wound of (R) distal thigh - no discontinuity of exten. noted - no Fr.

Knee-jerks & ankle jerks present.
Dorsalis pedis & posterior tibial pulses present.

Exam Rx - Hypoid 250u
10cc Lidocaine 400. 000u stat
Ibuprofen
10cc id 0.5%
Admin. Elevate, ice. LM Monday.

| PHYSICIAN'S SIGNATURE | | DATE | |
|---|--|---|--|
| J. Halloran | | 7/20/69 | |
| POSITION: ADMITTED TO | | DISCHARGED | |
| <input type="checkbox"/> MD <input type="checkbox"/> OPS | | <input type="checkbox"/> MD <input type="checkbox"/> OPS | |
| HOUR | | HOUR | |
| 9:00 | | 9:00 | |

RK HOSPITAL
Department of Radiology

RAYMOND A. TAYLOR, M.D.
KRIS M. KERR, M.D.
HENRY R. SNYDER, M.D.
LOIS N. KUSHNER, M.D.

To Doctor Tushim *R. Grove*

Date

7-20-69

RT

The following is the report of the x-ray examination of

Name Patricia Ebersole Age 29 Register No.

Address 331 S. Newberry St. Room-Ward ER

X-ray No. 1G 7449 Part examined

RIGHT UPPER LEG: AP and lateral views show multiple small metallic fragments scattered thru out the soft tissues. No evidence of bony abnormality is seen.

RT:pw

[Signature]
Raymond A. Taylor, M. D.

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

JEANETTE REGISTER, 443 South Duke Street, was interviewed in the presence of her mother, FANNIE REGISTER. The mother was advised of the nature of this investigation and had no objection to her daughter being interviewed. Mrs. REGISTER's son DARRYL is 32 months old and no attempt was made to interview him. With the permission of Mrs. REGISTER, JEANETTE was taken to the scene where she had been shot to help her in explaining what happened.

She said that she had been at her grandmother's on the day last summer that she had been shot. There had also been some of her brothers and sisters with her, including DARRYL. Sometime during the day, she had looked out the back door of her grandmother's house with her grandmother and had seen some black teenage boys with guns across an open area in the back of the houses in the 300 block of South College Avenue. She also said that she had seen some of these boys shooting these guns. She also had seen some other black-boys with rifles or shotguns. She did not know what time of day this was, but it was before she got shot.

She said that later in the day, she was near the fence a short distance east of her grandmother's door, where she could see across the creek toward the ice house. There were a number of other children and some grownups there too. Across the creek they could see about ten or 20 police officers with guns. She said that the people she remembered being with her where they could see the police were:

RONNIE, 11 years old, her brother;
EUDIS, 12 years old, her sister;
BERNARD, 6 years old, her brother
DARRYL, 2 1/2 years old, her brother;

On 12/19/69 at York, Pa. File # Philadelphia 44-1705

by JOHN R. WINEBERG,
SA'S NORMAN A. HENDRICKS JRW/pad Date dictated 12/18/69

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CLARA KING, her aunt;
 JUNIOR LOWE, a family friend;
 JERRY EADY, 15 years old, her brother's friend; and
 "CHICKEN" LOGAN, 15 years old, her brothers' friend.

The police were arresting two black men when she was looking and were struggling with them.

All of a sudden, the policemen started shooting at the people at the fence. She turned and ran toward her grandmother's house, and as she was running, she was shot in the back. She ran past her grandmother's house, west, to the end of the block and crossed Stone Street. She ran into the first house, although she did not know the people. A man and woman took her to the hospital, where she stayed for a week.

Following is a description of DARRYL and JEANNETTE REGISTER:

| | |
|----------------|--------------------|
| Name | JEANNETTE REGISTER |
| Race | Negro |
| Sex | Female |
| Date of Birth | [REDACTED] |
| Place of Birth | Hahira County, Ga. |
| Complexion | Medium |
| Eyes | Black |
| Build | Slight |
| Height | 4'5" |
| Weight | 60 lbs. |

FOIA(b)(6)
 FOIA(b)(7) - (C)

| | |
|----------------|--------------------|
| Name | DARRYL REGISTER |
| Race | Negro |
| Sex | Male |
| Date of Birth | [REDACTED] |
| Place of Birth | Hahira County, Ga. |
| Complexion | Medium |
| Eyes | Black |
| Build | Medium |
| Height | 3'2" |
| Weight | 40 lbs. |

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

On December 16, 1969, Mrs. FANNIE REGISTER, 443 South Duke Street, gave written approval for the review of the medical records of her two children, JEANETTE, age 8 and her son DARRYN, age 3, at York Hospital, York, Pa.

Mrs. BETTY J. NEELEY, Director, Medical Records, York Hospital, furnished the following records:

On 12/18/69 at York, Pa. File # Philadelphia 44-1705

SAs RALPH C. HAMNER, Jr., and
by JOHN R. WINEBERG RCH/kam Date dictated 12/18/69

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DISCHARGE SUMMARY

REGISTER, JEANETTE

ADMITTED: 7-20-69

DISCHARGED: 7-26-69

Surgical Ward Service

Discharge Diagnosis: Gunshot wound of the chest.

History of Present Illness:

The patient was reported as having sustained a bullet wound just minutes before being admitted to the Emergency Room at York Hospital at 7:55 p.m. on July 20, 1969.

FOIA(b)(6)

FOIA(b)(7) - (C)

3
REGISTER, JEANETTE

Page 2

FOIA(b)(6)
FOIA(b)(7) - (C)

T. L. Bartolet, M. D.

TLB/snz

D- 7-26-69

T- 8-19-69

cc: Out-patient Department
Dr. E. L. Bernstine

CE Mackenzie

| | | | | | |
|--|--|--|--|--|--|
| EMERGENCY DEPARTMENT RECORD | | YORK HOSPITAL YORK, PA. | | No. C 37150 | |
| STATEMENT | | MR. MRS. MISS | | AGE | |
| LINE EMERGENCY FEE | | LAST FIRST | | M. INITIAL | |
| OXIN | | ADDRESS | | CITY | |
| RES | | DATE ADMITTED | | STATE | |
| RATORY | | HOUR ADMITTED | | TEL. NO. | |
| | | TYPE OF INSURANCE | | <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE | |
| | | COMPENSATION: (EMPLOYER) | | MARITAL STATUS | |
| | | DATE OF INJURY OR ONSET OF ILLNESS | | BLUE CROSS NUMBER | |
| TOTAL | | PLACE AND TIME OF OCCURRENCE | | ADDRESS | |
| AND ADDRESS OF PARENT (IF MINOR) | | MODE OF ARRIVAL | | REFERRED BY | |
| same (m) same | | <input type="checkbox"/> Y.H. AMBULANCE <input type="checkbox"/> AMBULATORY | | <input type="checkbox"/> OTHER AMBULANCE <input type="checkbox"/> OTHER (SPECIFY) | |
| LAIN: | | punctured wound back carried | | | |
| SIGNS: | | TIME: | | 7:55 P.M. | |
| HISTORY, PHYSICAL, EXAM, LAB & X-RAY DATA, AND TREATMENT | | | | | |

FOIA(b)(6)
FOIA(b)(7) - (C)

| | | | |
|-----------------------|--|-----------------------|--|
| OSIS: | | -33- | |
| ASSISTING | | PHYSICIAN'S SIGNATURE | |
| SITATION: ADMITTED TO | | DATE | |
| DISCHARGED | | HOUR | |

DISCHARGE SUMMARY

REGISTER, DARRYN LYNN

ADMITTED: 7-20-69

DISCHARGED: 7-26-69

Surgical Ward Service

Discharge Diagnosis: Gunshot wound of the right buttocks.

On the evening of July 20, 1969, the patient was admitted to the Emergency Room after sustaining a gunshot wound of the right buttocks.

FOIA(b)(6)
FOIA(b)(7) - (C)

REGISTER, DARRYN LYNN

Page 2

FOIA(b)(6)
FOIA(b)(7) - (C)

T. L. Bartolet, M. D.

TLB/snz

D- 7-26-69

T- 8-19-69

cc: Out-patient Department
Dr. E. L. Bernstine

CE MacKenzie

| STATEMENT | | No. C 37151 | |
|---|----|---|-----------------------------|
| EMERGENCY FEE | | MR. S. S. <i>Register</i> | AGE <i>2</i> |
| | | LAST <i>Register</i> | |
| | | ADDRESS <i>443 S. Maple</i> | M. INITIAL |
| | | CITY <i>York</i> | STATE <i>Pa.</i> |
| | | DATE ADMITTED <i>7/20/69</i> | HOUR ADMITTED <i>8 PM</i> |
| | | <input checked="" type="checkbox"/> MALE | MARITAL STATUS <i>Child</i> |
| | | <input type="checkbox"/> FEMALE | |
| | | BLUE CROSS NUMBER | |
| | | COMPENSATION: (EMPLOYER) | |
| | | ADDRESS | |
| | | DATE OF INJURY OR ONSET OF ILLNESS <i>7/20/69</i> | |
| | | REFERRED BY | |
| TOTAL | | PLACE AND TIME OF OCCURRENCE <i>Bridge @ Beaver St.</i> | |
| ADDRESS OF PARENT (IF MINOR) <i>none (M)</i> | | MODE OF ARRIVAL <input type="checkbox"/> Y.H. AMBULANCE <input type="checkbox"/> OTHER AMBULANCE <input checked="" type="checkbox"/> OTHER (SPECIFY) <i>Police Precinct</i> | |
| <i>some</i> | | <input type="checkbox"/> AMBULATORY | |
| <i>puncture wound. bullet is</i> | | | |
| T. | P. | R. | B.P. |
| HISTORY, PHYSICAL EXAM, LAB & X-RAY DATA, AND TREATMENT | | TIME: <i>8:05 PM</i> | |
| <div style="border: 1px solid black; padding: 10px; margin: 10px;"> <p>FOIA(b)(6)</p> <p>FOIA(b)(7) - (C)</p> </div> | | | |
| | | | |
| <i>Quilt Wound. Bullets</i> <i>Dr. R.</i> ADMITTED TO: <i>Dr. R.</i> DISCHARGED <input type="checkbox"/> MD <input type="checkbox"/> OPS DATE <i>7/20/69</i> HOUR <i>9</i> P.M. | | | |

FOIA(b)(6)
FOIA(b)(7) - (C)

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

1

Mrs. JACQUELINE LOWREY, 333 South Newberry Street, York, Pa., advised she was in her home on a Sunday afternoon in late July last summer. Everything was quiet and her children were outside playing, when a lot of shots were fired in a sudden burst. She heard no shots before this volley, which she said she later learned came from a group of policemen across the river.

She said she heard no shots before the volley, but earlier in the day, around noon, she saw a group of about six young Negro men in the area of College and Stone Streets. All of these young men were carrying rifles.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SAS JOHN R. WINEBERG AND RALPH C. HAMNER, JR. RCH:BSM Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

Mrs. JOSEPH JACKSON, 339 South Newberry Street, York, Pa., advised she was out in her back yard on a Sunday afternoon during July last summer. She saw several policemen across the river. They had two Negro boys up against a car, and were searching them. A large number of children were up against the fence on her side of the river watching the policemen.

All of a sudden, the policemen started shooting, and she grabbed her children and ran into her house. She said she did not stop to look, but she heard a lot of shots coming from across the river. She heard no shots fired until the police started shooting.

On 12/17/69 at York, Pa.File # Philadelphia 44-1705

SAS JOHN R. WINEBERG

AND RALPH C. HAMNER, JR. RCH:BSM

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

Mrs. ESTELLA CATHERINE ORT, 328 South Newberry Street, York, Pa., advised she was talking on the telephone on a Sunday afternoon in July last summer, when she heard a commotion outside. She went to her front door, and saw a lot of people running up to the fence which runs along the bank of the river by her apartment.

She said she went back to the telephone; and, at about the time she reached the telephone, gunfire broke out. She said it sounded like about 25 people shooting guns. She advised the gunfire sounded as if it was coming from the other side of the river.

She did not remember any shooting immediately before the gunfire broke out, but said there had been sporadic shooting all around her neighborhood during that week.

On 12/17/69 at York, Pa.

File # Philadelphia 44-1705

SAS JOHN R. WINEBERG
AND RALPH C. HAMNER, JR. RCH:BSM

by rch Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

EMMA LEE KING, 337 South Newberry Street, York, Pa., advised she was in her residence on a late Sunday afternoon last summer during the week of the racial trouble in York. Her young son, "SPORTY", came into the house and told her there were some cops beating up two boys across the river. She left her house and went to the fence, which is along the edge of the river. On the other side of the river, some policemen had two Negro boys up against a car, and they were searching them. She said the policemen were not abusing the two boys. She estimated the number of policemen on the other side of the river to be about seven.

She had been at the fence for about five minutes when one of the policemen said something like, "There they are," and all the policemen started shooting toward her. She said at this time there were a couple of adults and several young children at the fence watching what was going on across the river. As the shooting started, she grabbed her nephew, DARRYL REGISTER, and ran toward her residence. She fell in the street on top of DARRYL, picked him up, and ran on into the house. She said she did not know DARRYL had been shot until they were inside the house, and she saw the blood. He had been shot in the left buttock. She felt he must have been shot before she fell on him in the street as there was blood on her blouse, which she assumed she got when she fell on him.

Her mother picked up DARRYL and ran outside to take him to a hospital, when one of the policemen whom she recognized as being on the other side of the river when the shooting started took DARRYL from her mother and said he would take him to the hospital.

She said she heard no other shooting before the policemen started firing, and had seen no one in the area with firearms other than the policemen.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SAS JOHN R. WINEBERG
AND RALPH C. HAMNER, JR. RCH:BSM Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

1

THOMAS LOWE, JR., 209 Chestnut Street, York, Pa., advised he is a friend of Mrs. CLARA KING, and was visiting her one Sunday afternoon last summer during the period of the racial trouble in York, Pa. He was in Mrs. KING's residence when several children came running in and said the cops were treating some colored kids rough on the other side of the creek. He left the residence and went to the fence along the edge of the creek.

As far as he remembered, there were no other adults at the fence, but there were several young children. Across the creek, he saw a group of policemen, which he estimated to number between five and ten. He said one of the cops said something like, "There they are," and everybody started shooting. He said at the first shot, he immediately dove on the ground and crawled on his hands and knees to the KING residence. He said the bullets were zinging through the trees over his head and it sounded like machine guns. He said he had been at the KING residence most of the day, and had heard no shooting prior to the police shooting, and had seen no one in the neighborhood with firearms except the police.

When he got back to the KING residence, he learned that Mrs. KING's grandson, DARRYL, had been shot. Almost instantly, two policemen arrived, and they took DARRYL to the hospital. He said he thought these two white policemen were two of the cops who were doing the shooting, but he could not be sure.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SAS JOHN R. WINEBERG
AND RALPH C. HAMNER, JR. RCH:BSM Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/691

Mrs. GLORIA WOODYARD, 321 Stone Avenue, was advised as to the identity of the interviewing Special Agents and as to the nature of this investigation.

She said that in the summer on Sunday during the civil disorders in York, Pa., she had been away from home most of the day, but returned late in the afternoon about three or four o'clock. She and some friends were playing cards in the kitchen. She and the others heard a volley of gunshots, and in a minute or so, a little Negro girl about eight or ten years old, whom she did not know, ran into the front door of her house and said she had been shot. The little girl pulled up the back of her blouse, and Mrs. WOODYARD said she could see the blood on the little girl's back and a wound.

Immediately she and a friend, PAUL THOMAS, 56 East Boundry Street, York, Pa., put the little girl in THOMAS' car and took the little girl to the hospital. She advised that they left the little girl at the hospital without identifying themselves.

She said that she had not seen anyone in the area with a gun all day nor had she heard any gunfire in the area that day.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705

by SA JOHN R. WINEBERG and
SA RALPH C. HAMNER, JR. JRW/mcd Date dictated 12/18/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/691

CHARLES LOGAN, 236 South Harley Street, was advised as to the identity of the interviewing Special Agents and as to the nature of the investigation.

He advised that sometime during a Sunday afternoon during the disturbances in York, Pa., in the summer of 1969, that he was at his sister's, BERNICE REAL, 329 Stone Street. He went out the back door with two of his friends, JERRY EIDE and LARRY REGISTER. They walked up toward Codorus Creek which is to the east of his sister's house. When they got close to the fence near Codorus Creek, he noticed a number of children and adults up at the fence looking across the creek. Some of the children near the fence said that there were police officers across the creek near the "ice house" beating up on two black boys. He and his two friends went up to the fence to look through the hedge. They saw a black boy with his hands on the roof of a car being search by the police. He did not know how many police officers were across the creek because it was just at this time that the police started firing at the people at the fence. He fell to the ground and crawled toward the houses on Newberry Street.

He stated that he did not remember that there was any other gunfire in the vicinity during the day or before the police started to fire across the creek. He did not see anyone with guns during the day except for the police.

After he crawled to the end of Newberry Street, it was only a short time before the police were on Newberry Street with a police cruiser and an armored car. There was no more shooting.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705
by SA RALPH C. HAMNER, JR., and
SA JOHN R. WINEBERG JRW/mcd Date dictated 12/22/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

1

CLARA KING, 337 South Newberry Street, was advised as to the identity of the interviewing Special Agents and the purpose of the interview.

She stated she is the grandmother of JEANETTE and DARRYL REGISTER who were both shot and wounded during the civil disorders in York, Pa., in the summer of 1969. The shooting took place on a Sunday afternoon sometime around five or six o'clock. Her grandchildren, along with some of their sisters and brothers, had been visiting her that day.

Earlier in the day she had seen out her back door a teen-age black boy with a shotgun or rifle in the back of the houses that face the 300 block of West College Avenue; however, she had not seen anyone in the back of these houses with guns or anyone shooting guns from that area. She had, however, heard some gunfire from two blocks away in the area of Hope Alley to the north in the morning.

Sometime shortly before the shooting in the area in the early evening, she had seen about 15 police officers across Codorus Creek near the "ice house." They had rifles or shotguns as seen by her out her back door.

She estimated there were 30 to 40 grownups and children up near the fence closer to the creek than her house just prior to the gunshots.

She said she did not leave her house the entire time. She also said she did not hear any gunshots just prior to the time that there was a volley of shots from across the creek.

She said she heard the gunfire from across the creek, and in about a minute or so, her grandson, DARRYL, came into the house. She saw that he had been shot. She carried him in her arms out to the front of the house, and

On 12/17/69 at York, Pa. File # Philadelphia 44-1705

by SA RALPH C. HAMNER, JR., and
SA JOHN R. WINEBERG JRU/mod Date dictated 12/19/69

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PH 44-1705

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in a few minutes, the police came in an armored truck and a police cruiser. One of the police officers grabbed her grandson from her arms and said he would take the little boy to the hospital. They allowed her to go to the hospital with the little boy.

She heard later at the hospital that neighbors, whom she did not know, had taken her granddaughter to the hospital. She knew for the first time that the granddaughter had been shot when she saw her at the hospital.

PH 44-1705

RCH:BSM

(1)

The following individuals furnished the information set out below to SA's RALPH C. HAMNER, JR., and JOHN R. WINEBERG on December 18, 1969. The information concerns the events during the afternoon of July 20, 1969:

Mrs. LUCIUS MOORE, JR., 348 South College Street, York, Pa., advised she was inside her residence and thought she heard a volley of shots, but she could not remember well enough to be sure.

Mrs. J. L. HOPKINS, 334 South Newberry Street, York, Pa., said she was not at home at the time of the incident in question, but had been home earlier during the day and had heard shooting in the neighborhood.

MICHAEL EDWARD WRIGHT, 463 West Oak Street, York, Pa., advised that on the day in question he was at the residence of his parents at 344 West College Street, York, Pa. He was in his mother's residence when he heard a lot of gunfire. He left the residence and went over to the housing project on Newberry Street, where he was told some kids had been shot.

DEBRA WRIGHT, 344 West College Street, York, Pa., advised she was on her back porch on the day in question, when she heard a lot of gunfire. She immediately ducked to the floor and crawled back in her house. She said she did not see any of the shooting and just heard the one short burst of gunfire.

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

BENJAMIN LEROY NOLAND, 537 South Duke Street,
furnished the following signed statement:

"December 18, 1969

York, Pa. FOIA(b)(6)

FOIA(b)(7) - (C)

"I, BENJAMIN LEROY NOLAND, born [REDACTED] Hopewell Township, York County, Pa., residing 537 S. Duke St., York, Pa., make the following free and voluntary statement to JOHN R. WINEBERG and RALPH C. HAMNER, JR., who have identified themselves to me as Special Agents of the Federal Bureau of Investigation on official business. I have been advised this statement may be used in a court of law.

"On Sunday July 20, 1969 I and HENRY HANNIBLÉ were arrested by the York Police Dept. in back of the ice house on Codorus Creek. This was about 7:50 in the evening. HENRY was driving my car with me in the front seat with him. As we came into the back of the ice house we saw 15-20 police officers in the area. One of the uniformed officers with a rifle or shot gun and ordered us out of the car. We tried to get out of the car quickly and HENRY didn't even get through stopping the car before we tried to get out. We did get the stopped and got out of the car. Officer MC CLANE in uniform ordered us to put our hands over our heads to be searched. He told us to put our heads on the car with our hands still on our heads. I did this but another uniform officer kicked me in the chins and said, "I told you to get back you son-of-a-bitch." Then another police officer started to hit me with a shot gun butt. I turned and put my hands up to stop the blow which I did. Then Officer MC CLANE grabbed me by the throat with both hands and started to choke me. I tried to break his strangle hold and then the other officers

On 12/18/69 at York, Pa.

File # Philadelphia 44-1705

by RALPH C. HAMNER, JR.,
SA'S JOHN R. WINEBERG

JRW/pad

Date dictated 12/18/69

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PH 44-1705

tried to help MC CLANE subdue me. MC CLANE then hit me with his fist in the jaw. I'm really not sure, at this time, if he choked me first or hit me first but he did do both. Also when we were leaning against the car with our hands on our heads with our feet spread apart, the same officer that kicked me in the chins, hit me in the privates.

"Then Officer MC CLANE took the keys out of the ignition and tossed them on the trunk of my car. I started to reach for them the officer on my left with a shot gun reached for the keys took. He took the keys. They searched us.

"Then Capt. MC CAFFNEY, wearing a short sleeved sport shirt came on the scene. I have known the Capt. for a number of years and I thought I might be able to talk to him. He said "I'm tired. I'm fed up. Take 'em down and book 'em." Then they took us to the rear of my car and hand-cuffed us.

"One of the other police said "There's somebody in the bushes." Then all the police officers turned and fired across the creek. There must have been 50-60 shots fired by all the officers. My head was facing the car and I didn't see the firing but I could hear it. All of the officers had shot guns except MC CAFFNEY may have had a rifle. Officers MC CLANE, MC CAFFNEY, and BROWN, I did see out of the corner of my eye shoot across the creek. I did not hear any gun fire before the police fired across the creek.

"After the firing stopped they took us in a police cruiser and took us to the police.

"At the station they searched us again and found about a half dozen 22 cal. bullets and Officer MC CLANE came into the station with my 22 pistol later which he had gotten out of my locked glove compartment. This gun was loaded as it was when I loaded it. I had owned the gun for two to three weeks. I'm not sure of the exact period of time.

"I have read this statement of this page and three others. It is true and correct. I have initialed correction.

"/s/ BENJAMIN LEROY NOLAND

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PH 44-1705

"Witnesses:

"JOHN R. WINEBERG, Spec. Agt, FBI, York, Pa.

"RALPH C. HAMNER, JR. Special Agent, F.B.I., York, Pa.

"I also wish to state that at no time did any of the police officers in any way mistreat or abuse HENRY HANNIBLE, who was arrested with me.

"/s/ BENJAMIN LEROY NOLAND

"Witnesses:

"JOHN R. WINEBERG, Spec. Agt, FBI, York, Pa.

"RALPH C. HAMNER, JR., Special Agent, F.B.I., York, Pa."

The following description was obtained by interview and observation:

| | |
|-----------------|--|
| Name | <u>BENJAMIN LEROY NOLAND</u> |
| | <u>537 Duke Street, York, Pa.</u> |
| Race | Negro |
| Sex | Male |
| Nationality | American |
| Date of Birth | <u>[REDACTED]</u> |
| Place of Birth | <u>Honewell Township, York</u> |
| | <u>County, Pa.</u> |
| Height | 6' |
| Weight | 160 lbs. |
| Complexion | Medium |
| Build | Slim |
| Eyes | Brown |
| Marital Status | Married |
| Wife | ANNIE |
| Children | Three |
| Social Security | <u>[REDACTED]</u> |
| Number | |
| Employment | Machine Operator, York- Shipley Corporation, North Hills Road, York, Pa. |

FOIA(b)(6)

FOIA(b)(7) - (C)

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

HENRY HANNIBLE, JR., 206 South Penn Street, York, Pa., advised one Sunday afternoon during July last summer, BENNY NOLDEN picked him up at his house. They were in BENNY's car, but he was driving as BENNY told him he did not have his driver's license.

He said they were driving around when they saw a police car down by the ice house on the east side of Cordorus Creek. They drove down to see what was happening, when some policemen stopped their car, ordered them out of the automobile, and arrested them. After the policemen had handcuffed them, BENNY was scuffling with one of the policemen and the cop hit BENNY. He said BENNY was scuffling because they felt the policemen were treating them too rough.

They were standing by the car handcuffed, when all of a sudden the policemen started shooting into the bushes across the creek. He said he heard no shots before the cops started firing, and did not know why they were shooting, although he heard one of the policemen a few minutes later, when they were at the jail, say that someone had shot at them from the vicinity of the bridge.

He said he knew none of the policemen who did the firing. He said the .22 pistol that the police took from the pocket of the car belonged to BENNY. He said BENNY must have gotten the gun earlier that day, as BENNY picked him up about an hour before they were arrested and had told him the day before that he did not have a gun.

He said none of the policemen hit him while they were making their arrest.

On 12/19/69 at York, Pa. File # Philadelphia 44-1705
by SAS JOHN R. WINEBERG AND RALPH C. HAMNER, JR. RCH:BSM Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman JAMES V. VANGREEN, York Police Department. Officer VANGREEN was advised of the nature and purpose of this interview, and he was furnished a waiver of rights form, which he read and signed, but stated he did not wish to give a signed statement. Officer VANGREEN voluntarily furnished the following information:

He stated that on July 20, 1969, he was working the 6:00 p.m. to 6:00 a.m. shift and was on patrol duty in a police car. He was working with Corporal SHERMAN WARNER. He could not recall the exact time of day, but he knew that there was still daylight when he and his partner received radio instructions to proceed in the area of Penn Park, which is located in the vicinity of Pershing Avenue and Kings Mill Road, as there had been reports of shooting in the area.

When he arrived at Penn Park, he and his partner received another radio instruction to proceed to the Codorus Housing Project, which is located approximately three blocks from Penn Park. He and his partner proceeded to the Codorus Housing Project to Stone Avenue; and, when they arrived, a large crowd of Negroes were gathered in the street. As his patrol car pulled up, a policeman handed him a little Negro girl, about six or seven years of age, and said that she had to be taken to the hospital. He believed the girl's grandmother accompanied the little girl, but this elderly woman did not identify herself. He took the little girl to the York Hospital, and he could see that the little girl had been shot. He stated that when he arrived at the Codorus Housing Project, he did not hear any shooting, and did not hear any shooting when he was proceeding to this project.

He remembered that when he turned the little girl over to the care of a doctor at the hospital, the doctor made a comment that it appeared that the little girl may

On 12/17/69 at York, Pa. File # Philadelphia 44-1705

by SAS DONALD G. COX
AND NORMAN A. HENDRICKS DGC:BSM Date dictated 12/22/69

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have powder burns on her buttocks. He then remembered there was a little Negro boy, who was also in the hospital, and he was not sure as to whether the doctor had made this comment about the little girl or whether it was the little boy.

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FEDERAL BUREAU OF INVESTIGATION

(1)Date December 22, 1969

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman RONALD A. MC CLAIN, York Police Department. Policeman MC CLAIN was advised of the nature and purpose of this interview. He was furnished Waiver of Rights form which he declined to sign. Policeman MC CLAIN stated that he did not wish to make any statements without the presence of an attorney. He stated he considers his attorney to be RICHARD P. NOLL who is the attorney for the Fraternal Order of Police in York, Pa.

On 12/17/69 at York, Pa. File # Philadelphia 44-1705

by SAs DONALD G. COX and
NORMAN A. HENDRICKS/ kgg Date dictated 12/19/69

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FEDERAL BUREAU OF INVESTIGATION

December 22, 1969
Date

(1)

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman JACK H. ENDERS, York, Pa., Police Department. Policeman ENDERS was advised of the nature and purpose of this interview and was furnished a Waiver of Rights form which he declined to sign. Policeman ENDERS furnished the following information:

On July 20, 1969 he was assigned to the Armored Truck of the York Police Department which is known by the name of "Big A1" and he was working the 5:00 P.M. to 5:00 A.M. shift. Sometime after 5:00 P.M., and before dark this armored vehicle received a radio message that a suspected stolen car was behind the York Ice House. He stated the York Ice House is located directly across from the Codorus Housing Project and is separated by a ravine and creek known as the Codorus Creek. The armored vehicle proceeded to the location of the York Ice House which is located between Cherry Lane and King Mill Road south of Pershing Avenue. When the armored truck in which he was riding arrived at the scene there were additional policemen at the scene.

The following policemen were in the armored vehicle:

Corporal NEWTON BROWN who was the Officer in Charge

WILLIAM ROSE

IRA LUCKENBAUGH (no longer with the York Police Department)

Officer ENDERS and the rest of the crew got out of the armored vehicle and were standing in front of the vehicle. A very short time after they were out of the armored vehicle shots were fired at them from directly across the ravine where the Codorus Housing Project is located. ENDERS fell to the ground to keep from getting shot. He stated he could see very much movement at the top of the bank of the ravine in front

On 11/17/69 at York, Pa.

File # Philadelphia 44-1705

SAs DONALD G. COX and

by NORMAN A. HENDRICKS/kgg

Date dictated 12/19/69

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of the Codorus Housing Project. There was much foliage at the top of the bank which appeared to him to be a hedge row. ENDERS stated that there were several shots fired at the police from the general direction of the housing project and the police returned the fire. He assumes that those policemen who did fire fired at the movement in the bushes and foliage across the Codorus Creek, as that was the most likely place where the police were being fired upon.

ENDERS stated he did not fire a shot because there were other policemen in front and he was afraid of shooting one of his own men. ENDERS stated that this was the only reason he did not fire. ENDERS had a shotgun at this time. The firing from both sides of the Creek lasted for about three minutes or less.

Officer ENDERS stated he felt that the police were more than justified in returning the fire and that the police were definitely fired upon first.

He stated that only one officer from the armored vehicle "Big Al" fired a shot but he did not know which one of them did fire the shot.

Officer ENDERS stated that he was in charge of the ammunition for the armored vehicle and that he remembers that only one round had to be replaced after this incident occurred and this was why he knows that only one shot had been fired from any of the officers in this vehicle.

Officer ENDERS stated at this point that he did not wish to say anything further without the presence of an attorney. Officer ENDERS stated that he considers his attorney to be RICHARD P. NOLL who is retained by the Fraternal Order of Police in York, Pa.

The following description of Officer JACK H. ENDERS was obtained from personal observation and interview:

| | |
|-----------------|------------------|
| Race: | White |
| Sex: | Male |
| Date of Birth: | October 29, 1941 |
| Place of Birth: | York, Pa. |

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(3)

Height:
Weight:
Hair:
Eyes:

6'3"
215 lbs.
Light Brown
Blue

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FEDERAL BUREAU OF INVESTIGATION

(1)

Date December 22, 1969

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman RICHARD STANLEY RUDISILL of the York, Pa., Police Department. Officer RUDISILL was advised of the nature and purpose of this interview and he was furnished a Waiver of Rights form which he signed, but stated that he did not wish to make a signed statement.

Officer RUDISILL voluntarily furnished the following information:

He advised that on July 20, 1969, he was assigned to Car #7 with Officer MC CLAIN and Officer SHUE on the 6:00 P.M. to 6:00 A.M. shift. He stated that he could not recall the exact time, but sometime between 7:00 P.M. and 7:30 P.M., on a routine patrol, a 1968 or 1969 Chevrolet with Pennsylvania Registration, whose number he could not recall, was located behind the York Ice House. A radio message was sent to the York Police Station to have this Pennsylvania registration checked to determine if it was a stolen automobile. He stated that while they were waiting for the York Police Headquarters to advise them of the status of this car he observed movement in the vicinity of the Seven Up Bottling Company which is across the College Avenue Bridge on the northeast side of Codorus Creek and the same side of the Creek as the Codorus Housing Project. He observed a person in this vicinity of the Bridge, but not on the Bridge, carrying what appeared to be a rifle. The Police Department in the meantime confirmed that the car behind the York Ice House was a stolen car and they requested that a tow truck be sent to the area to tow the car away. While they were waiting for the tow truck one or two other patrol cars came to the area. He remembered that Officer CASTELLANNA and Officer WILLIAMS came to this area, along with another officer whose name he could not remember. While they were waiting for the tow truck he observed movement in the bushes and at the top of the ridge across the Creek where the Codorus Housing Project is located. He believes the tow truck was sent by

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File # Philadelphia 44-1705

by SAs DONALD G. COX and
NORMAN A. HENDRICKS/kgg

Date dictated 12/19/69

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Smith's Chevrolet Agency. He estimated that the Codorus Housing Project was approximately 150 - 200 yards away from the York Ice House where the abandoned car was located. He stated that while he was in the area he heard shots fired in the general area of the housing project. He could not remember if the tow truck had arrived when he heard these shots. While they were waiting for the tow truck a car drove into the area where the abandoned car was located. Officer MC CLAIN yelled for the car to stop. Officer RUDISILL stated that he could not observe MC CLAIN stop the car nor could he observe what took place after the car had been stopped because his vision was obstructed by a portion of the York Ice House building. He did remember that a few minutes had elapsed and he heard Officer CASTELANNA holler to another police officer to call for help as Officer MC CLAIN had just been knocked down. He believed that Officer WILLIAMS radioed an officer assist call. Officer RUDISILL stated that he remembered that an armored car came to the area and other police cars answered the assist call. He estimated that there were approximately 12 policemen in total in the area. Among the 12 police officers who answered the officer assist call were Captain MC CAFFERY and Lt. WASSER.

Officer RUDISILL stated he heard shots coming from the general area of the Codorus Housing Project and then he heard the police return fire in that general direction. It appeared to him that the police who were firing were firing in the general direction of the bank across the creek in front of the Codorus Housing Project. He stated that he did not fire any shots but he could see general movement along the bank of the project which was heavy in foliage. Some of the movement observed was at the top of the bank as well as the lower portion of the bank. He remembered there is a fence at the top of the bank and he could see some open places in the fence that were not covered with foliage. He believed there were two shots he heard which came from the general area of the housing project. He heard the noise of these bullets hitting the building to the rear of the police. The police then returned fire. He stated that the returned fire felt like one volley and the firing stopped. He stated that he was then ordered to follow a detective to the area of the Codorus Housing Project, but on his way he received other orders to report to the York Police Station, which he did.

He stated that even though he did not fire a shot he believed the police were justified in returning their fire as they were being fired upon. He advised that on previous occasions, during the racial disturbance in York, Pa., when firemen and policemen did answer a fire alarm they would be fired upon by unknown persons, and that this was not the first time the police had been fired upon.

The following description of RICHARD STANLEY RUDISILL was obtained from personal observation and interview:

| | |
|-----------------|------------------|
| Race: | White |
| Sex: | Male |
| Date of Birth: | October 10, 1936 |
| Place of Birth: | Gettysburg, Pa. |
| Height: | 6'2" |
| Weight: | 220 lbs. |
| Hair: | Brown |
| Eyes: | Blue |

FEDERAL BUREAU OF INVESTIGATION

Date December 22, 1969

GERALD LEROY WILLIAMS, 494 Capital Drive, RD 7, York, Pa., was telephonically contacted by SA NORMAN A. HENDRICKS to make an appointment concerning this matter. WILLIAMS advised that he had just got off the 11 p.m. to 7 a.m. shift and wanted to go to bed, and did not want to arrange an interview. He said that anything that the contacting agent wanted to ask him he would give on the telephone at this time. It was pointed out to him that before an interview in this matter could be had a form entitled, "Interrogation; Advice of Rights" would have to be shown to him but he stated that he had signed such a waiver for the contacting agent several days before on another matter arising out of racial disturbances at York, Pa., in July, 1969, and he did not want to bother with another one, feeling that this one was sufficient, and requested the agent to proceed with whatever questions he had. He was advised of the nature and purpose of this matter and he then furnished the following information:

On Sunday, around July 20, 1969, at the time racial disturbances were going on in York, Pa., sometime after 6 p.m. he and his partner, VIC CASTELANA, were driving a York Police Department patrol car. It was not yet dark out as he recalled. A radio call came through to assist some officers down by the icehouse, just off College Avenue, by the Cordorus Creek, so they immediately proceeded to that location.

When they arrived down behind the icehouse, they found York Police Officers RICHARD RUDISILL and RENE SHUE examining a 1968 Chevrolet that had been abandoned at this location. They were informed by these officers that the car was stolen and they had radioed for a wrecker to come and get the car. As he recalled it was a Trans-Lease car and Ammon-Smith Company was sending the wrecker to tow it in the garage of that company in York.

It took about ten or fifteen minutes for the wrecker to arrive. Meanwhile, while they were waiting, they were watching the surrounding area to make sure they were not surprised by sniper fire. They were worried that the stolen car being

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By SA NORMAN A. HENDRICKS/bts Date dictated 12/18/69

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abandoned here was a trap, and that was why Officers RUDISILL and SHUE had radioed for an assist, to make sure they were covered while they examined the stolen car.

No firing of guns was experienced at this time by the waiting officers and none had occurred by the time the wrecker arrived. When the wrecker came it was driven by a man named ENTERLINE. Just after the wrecker came, the officers started receiving sniper fire from the College Avenue bridge, which is just north and a little west of where they were standing, and also from across the Corderus Creek from some bushes that ran in a parallel line with the creek. He could not see who was doing this firing and stayed in his patrol car to radio for help and handle any radio messages coming in. The fire was returned by the officers but being in the car as he was he could not determine who was doing it or exactly what they were firing at.

As this happened, a car came driving into the area occupied by two Negro males, one of whom was a man he knew as BENNIE NOLDEN. Officer MC CLANE and one of the other officers, whom he could not recall now, stopped this car and made the two occupants get out of the car. As these men were made to get out of the car, he noticed a car come into the area behind them in which was Captain CHARLES MC CAFFERY and Lieutenant RICHARD WASSER of the York Police Department. He was not sure but thought they took up positions near the car BENNIE NOLDEN had brought in. The firing from the snipers and from the officers continued for a brief time after MC CAFFERY and WASSER arrived but then suddenly stopped on both sides. He was not in a position to see just what happened to cause the firing to stop. He did not feel that a lot of shots were fired either by the police or the snipers. He did know that the snipers fired first and that the officers were completely justified in firing back to protect themselves.

After the firing ceased, some of the officers (he could not recall just who) took the two Negro occupants of NOLDEN's car out of the area and their car, too. He and CASTELANA then left the area to continue general patrolling around town.

The following is a description of GERALD LEROY

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WILLIAMS:

| | |
|----------------|-----------------------|
| Name | GERALD LEROY WILLIAMS |
| Race | White |
| Sex | Male |
| Date of Birth | [REDACTED] |
| Place of Birth | Bellefonte, Pa. |
| Height | 6'3" |
| Weight | 270 |
| Hair | Brown |
| Eyes | Blue |

FOIA(b)(6)

FOIA(b)(7) - (C)

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FEDERAL BUREAU OF INVESTIGATION

(1)

Date December 22, 1969

DONALD G. COX and NORMAN A. HENDRICKS identified themselves to Policeman JACOB ROSE, JR., York, Pa., Police Department. JACOB ROSE was furnished a Waiver of Rights Form which he read and declined to sign after he was advised of the nature and purpose of this interview.

Officer ROSE voluntarily furnished the following information:

He stated that on July 20, 1969 he was assigned to an armored car known as "Bonnie" with Officers RICHARD ENDERS, ROBERT SHELLEY, who was the driver, and JAMES LIPE. He believed he was working the 5:00 P.M. to 5:00 A.M. shift on this day. He could not recall the exact time but he stated it was after 6:00 P.M. and it was not dark when the police headquarters radioed a message to the armored truck to which he was assigned to check out an area near the Seven Up Bottling Company, which is located on the northeast side of the College Avenue Bridge on the Codorus Housing Project side of the Creek. He stated that the armored truck went to this area but they were unable to locate anyone in the area. As they were leaving the area of the Seven Up Bottling Company, he could hear shots being fired while he was inside the armored truck. He did not know from what directions the shots were being fired. A radio message was received advising that the police in the vicinity of the College Avenue Bridge were being fired upon. The armored truck then proceeded to College Avenue and were driving in a westerly direction and he could hear shots being fired from the area of the Codorus Housing Project. He stated that after the armored vehicle arrived at the area behind the York Ice House he stayed in the armored vehicle. He stated that he and the rest of the police officers assigned to this vehicle stayed in the armored truck until all firing had ceased from both sides of Codorus Creek. He stated that he did not see any of the officers who were firing and he did not observe anyone firing upon the officers. He stated that he did not fire from his armored vehicle and that no other member of the crew fired a shot.

On 12/18/69 at York, Pa. File # Philadelphia 44-1705

by SAs DONALD G. COX and
NORMAN A. HENDRICKS/kgg Date dictated 12/19/69

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(2)

The following description was obtained from personal observation and interview of JACOB HOSE, JR.

| | |
|-----------------|------------------|
| Race: | White |
| Sex: | Male |
| Date of Birth: | FOIA(b)(6) |
| Place of Birth: | FOIA(b)(7) - (C) |
| Height: | York, Pa. |
| Weight: | 5'8" |
| Hair: | 165 lbs. |
| Eyes: | Light |
| | Blue |

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FEDERAL BUREAU OF INVESTIGATION

(1)

Date December 22, 1969

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman RENE A. SHUE, York, Pa., Police Department. Officer SHUE was then furnished a Waiver of Rights form which he read and declined to sign.

Officer SHUE voluntarily furnished the following information:

On July 20, 1969 he was working the 6:00 P.M. to 6:00 A.M. shift with Officer RUDISILL and Officer MC CLAIN. During their routine patrol they checked the area behind the York Ice House and noticed a 1969 Chevrolet parked behind the York Ice House. The car doors were unlocked and there was no key in the ignition and the steering wheel was locked. They radioed a message to the York Police Department Headquarters to check the Pennsylvania license which was on the car, which license number he could not remember, to determine if the car was stolen. They received a message from Headquarters that the car had been stolen and they then radioed for a tow truck to come to the area for the abandoned car. While they were waiting for the tow truck another police car came to the area as a backup car. He stated that this was a procedure followed by the Department since the riots in York which started on July 17, 1969.

Officers JERRY WILLIAMS, CASTELANNA and two other officers, whose names he could not remember, were the officers who came to back him and his partners.

While they were waiting for the tow truck he saw a person across the Codorus Creek and under and beyond the College Avenue Bridge. This person was carrying what appeared to be a rifle. Officer SHUE stated that he radioed this message to the York Police Station to have the area checked out. While they were still waiting for the tow truck he observed a Black Ford with two Negro males traveling on Oak Lane. A few minutes elapsed and he observed the same car follow the route from the south side of the York Ice House to the west side. The car came down into the area where the abandoned stolen car had been.

On 12/18/69 at York, Pa. File # Philadelphia 44-1705

SAs DONALD G. COX and
by NORMAN A. HENDRICKS/ kgg Date dictated 12/19/69

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located. Officer SHUE stated that he was of the opinion at the time that the occupants of the Black Ford were coming to the abandoned stolen car. As the Black Ford approached the area and its occupants observed the police in the area, the car stopped and then started in reverse away from the area. Officer SHUE stated that he and Officers MC CLAIN and CASTELANNA stopped this vehicle. The occupants in the vehicle were determined to be BENJAMIN NOLDEN and HENRY HANNIBLÉ. The occupants were ordered out of the car and they were searched to determine if they had keys in their possession to the stolen car abandoned at the York Ice House. He stated that he searched HANNIBLÉ at the rear of the Black Ford and that Officer MC CLAIN searched NOLDEN at the side of the Black Ford, having both place their hands on the car while they were being searched. He observed NOLDEN resist Officer MC CLAIN while NOLDEN was being searched. NOLDEN either pushed or struck Officer MC CLAIN and a scuffle was taking place. Officer SHUE stated that he went to the assistance of Officer MC CLAIN and left another police officer in the area with HANNIBLÉ while he assisted Officer MC CLAIN. During the search a loaded pistol was found in the Black Ford.

More police cars then arrived in the area. Among these police officers were Lt. WASSER and Captain MC CAFFERY. Officer SHUE stated at this point he noticed many people milling in the area of the Codorus Housing Project which is located across the Codorus Creek which is 150 or more yards away from the York Ice House. They were milling around the top of the bank. He also noticed several men on the College Avenue Bridge near the Codorus Project side. An armored vehicle had arrived. Officer SHUE stated that he then heard several shots which were not fired by the police. He saw the police in the area run behind police cars and the armored truck. When the police were fired upon they returned the fire. Officer SHUE stated that he fired one shot with a shotgun which was either loaded with 00 buckshot or a rifle slug as there were several men on the bridge and he thought the firing came from that direction. The firing by the police stopped almost as soon as it began. At this point he believed that there were approximately 20 policemen in the area but he did not know how many returned the fire. He does recall that someone in authority gave the order to fire and he believed it was Captain MC CAFFERY, but he could not be sure. He stated that the police were

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definitely fired upon first and they returned the fire. He stated that the people across the Creek at the Codorus Housing Project were hidden by trees, bushes and heavy foilage. The firing upon the police could just as easily have come from this area as from the Bridge area.

The following description of RENA A. SHUE was obtained from personal observation and interview:

| | |
|-----------------|--------------|
| Race: | White |
| Sex: | Male |
| Date of Birth: | May 14, 1938 |
| Place of Birth: | York, Pa. |
| Height: | 5'10" |
| Weight: | 195 lbs. |
| Hair: | Black |
| Eyes: | Blue |

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FEDERAL BUREAU OF INVESTIGATION

(1)

Date December 22, 1969

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Policeman CHARLES ROBERTSON, York, Pa., Police Department. Policeman ROBERTSON was advised of the nature and purpose of this interview and he was furnished a Waiver of Rights form which he read and declined to sign.

Officer ROBERTSON furnished the following information:

He was the driver of an armored vehicle known by the name of "Clyde" and was working the 6:00 P.M. to 6:00 A.M. shift on July 20, 1969. Sometime after 6:00 P.M., and before dark, a radio message was put out on the air that an officer needed assistance, behind the York Ice House. He drove his armored vehicle to the location of the York Ice House which is located at the end of Cherry Lane south of Pershing Avenue, which is directly across from the Codorus Housing Project which is on the opposite side of this creek known as the Codorus Creek. He stated that the housing project is several hundred yards away from the rear of the York Ice House. When he entered the area of the York Ice House he went down a dirt road off of King Hill Road and the front of his vehicle was facing the Codorus Housing Project. He had to stop his armored vehicle between the York Ice House and another building which he believes is used as a warehouse. He could not move his vehicle any further because there were other cars blocking the area in front of him. He stated that he heard gunfire. ROBERTSON and all of the men in the armored vehicle remained in the vehicle and did not get out. ROBERTSON stated that he did not fire any shots and that no member of his crew fired a shot because it was physically impossible for them to shoot from portholes located in the side of the armed vehicle when the firing was coming directly from the front of the vehicle and the armored truck was in between two buildings. He stated that there was heavy firing for less than a minute but he honestly did not know the identities of the policemen who were doing the firing. He stated that being in the vehicle and

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by SAs DONALD G. COX and Date dictated 12/19/69
NORMAN A. HENDRICKS/ kgg

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not being in a position to return any fire, he ducked below the dashboard and did not come up until after all of the firing was over.

The following description was obtained from personal observation and interview of Patrolman CHARLES ROBERTSON:

| | |
|-----------------|-----------------------------|
| Race: | White |
| Sex: | Male |
| Date of Birth: | [REDACTED] FOIA(b)(6) |
| Place of Birth: | [REDACTED] FOIA(b)(7) - (C) |
| Height: | York, Pa. |
| Weight: | 6'3" |
| Hair: | 220 lbs. |
| Eyes: | Black |
| Occupation: | Brown |
| | Policeman, York Police |
| | Department - 8 years |

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

PHILLIP ENTERLINE, 774 Fahs Street, York, Pa., employed as body repairman and wrecker driver by Ammon R. Smith Chevrolet Company, Carlisle and Linden Street, York, Pa., was advised as to the identity of the interviewing Special Agents and the nature of this investigation.

He stated he was at home on a Sunday afternoon during the civil disturbances in the summer of 1969 in York, Pa. He also advised that his employer lets him keep the company wrecker at his residence to answer emergency calls during non-working hours from various agencies and people to call him when there is an automobile to be towed. He gets piece-rate pay for this work.

On the afternoon in question, he was called by the York Police Department to pick up an automobile behind the "ice house" on Codorus Creek just off of Oak Lane in York. He drove to the area with a friend, MICHAEL EDEN, who presently resides in Harrisburg, Pa., and is employed at the Royer Buick Company; he is also a member of the National Guard.

When they got to the "ice house" the police wanted him to tow away a 1969 Yellow Chevrolet, two-door. The front wheels of the Chevy were turned completely to one side and the ignition key was gone; the wheels were locked in the turned position. He had to drag the car away from the building it was facing, then hook up the tow bars to the front end of the car and put the rear end of the car on a dolly with wheels to protect the transmission. All this took time and he had to drag the car out of the immediate vicinity so that he could accomplish all of this. In about 20 minutes, he had pulled the auto from its original position and gotten it around the building onto Hope Alley going toward Oak Lane heading East.

When he originally got to the scene where the auto was, he said there were about ten police officers in the vicinity with rifles, shot guns, or pistols. Some were in plain clothes and some were in uniform. He said that he did not look across Codorus Creek toward the housing project.

On 12/18/69 at York, Pa. File # Philadelphia 44-1705
by SA JOHN R. WINEBERG and
SA RALPH C. HAMNER, JR. JRW/cc Date dictated 12/22/69

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After he got the Chevy pulled out of the immediate vicinity where it had been abandoned locked, he could not see where the police officers were nor could he see the creek or across it. As he was putting the dolly under the back wheels of the Chevy, he heard several police officers holler, "Halt! He's across the creek, close to the bridge." Up to this time he had not heard any shots of firearms. Then he heard a volley of shots. He assumed they were from the police officers, but they were out of his sight so he does not know who shot. After the shooting blast he said he heard a police officer say, "There's two coming around the building." There were a few more shots after this. Immediately after the shots started, he jumped down between the truck and the car with EDEN. In a few minutes, two armored police cars came into the area while ENTERLINE was still hitching up the abandoned car. By the time he got the car in position to tow out of the area, all the police had left and he followed Captain MC CAFFERY out of the area. He took the car to Ammon R. Smith Chevrolet Company.

FEDERAL BUREAU OF INVESTIGATION

Date December 22, 1969

(1)

DONALD G. COX and NORMAN A. HENDRICKS identified themselves as Special Agents of the Federal Bureau of Investigation to Mr. JAMES N. SNAVELY, 406 South Pershing Avenue, York, Pa. SNAVELY was advised of the nature and purpose of this interview and he voluntarily furnished the following information:

On July 20, 1969, between 7:15 P.M. and 7:20 P.M., he was having dinner at his home with his family when he heard a shot which sounded like a .22 caliber rifle. The sound of the shot sounded as if it came from a block which is south of his home on Lafayette Street and east of the York Ice House. Mr. SNAVELY stated that he is a reporter for The Gazette and Daily, a daily newspaper, except for Sunday editions, in York, Pa. He advised that he had purchased a portable radio which would receive police broadcasts in York, Pa., and he had this radio on at the time.

Three or four minutes after he had heard the shot mentioned above he heard on his radio that there were two Negro males in custody behind the York Ice House and they had a gun. This same message also requested that additional help be sent to the York Ice House to assist the arresting officers.

A few minutes later he observed two police cruisers enroute to the York Ice House. He also observed an armored truck enroute to the York Ice House.

Mr. SNAVELY advised that he and his family went to the upstairs portion of his home where they stood on a balcony and tried to observe the activity that was taking place at the York Ice House but that they were unable to observe this activity.

Mr. SNAVELY stated that he then walked to the vicinity of the York Ice House in an effort to determine the activity there. He stated that he took the following route from his home, which is located at the corner of Pershing Avenue and King Mill Road:

He walked west for approximately one block and a half

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where he came to the corner of a warehouse. While he was walking to the York Ice House he heard two additional shots fired which sounded as if they came from the north side of College Avenue on the far side of the College Avenue Bridge. These shots sounded faint when he heard them. He then heard shots coming from the edge of the Codorus Housing Project which is located across a creek and a ravine known as the Codorus Creek and opposite the York Ice House. As he approached the corner of the warehouse, which is located in a southeasterly direction from the York Ice House, just off King Mill Road, he heard two shots that sounded as if they were .22 caliber reports coming from the northeast side of Codorus Creek which would be near College Avenue. He heard one of the policemen say "There they are up there. Get them." Just after these words were said he stated that he would estimate that approximately 80 shots were fired by the York Police Department who had gathered in the vicinity of the rear area of the York Ice House. He stated that when he heard this firing he did not stay to see who was doing the firing or in what direction the police were firing. He left the area as soon as possible and returned to his home.

Mr. SNAVELY stated that previous to the heavy firing by the police department, just mentioned above, he had heard sporadic firing of weapons during the day and that some of the reports of the firing that he heard were coming from calibers of weapons larger than 22s.

Mr. SNAVELY is a white male and 46 years of age.

FEDERAL BUREAU OF INVESTIGATION

Date 12/22/69

Warden RICHARD JOHNSON, York County Prison,
York, Pa., made available the xerox copies of the following
records of BENJAMIN LE ROY NOLDEN and HENRY JUNIOR HANNIBLIE:

On 12/18/69 at York, Pa. File # Philadelphia 44-1705

by SAs DONALD G. COX and NORMAN A. HENDRICKS
DGC/kam Date dictated 12/18/69

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

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INDIVIDUAL ADMISSION RECORD

2082085

York County Prison

Date of Admission July 21, 1969

Time 8:47 AM

No. Y-2407

Religion None

NAME:

Last NOLDEN First Benjamin LeRoy Alias

ADDRESS:

Street 537 S. Duke St City York County York State Pa

Citizen: Yes (X) No () Sex: M (X) F () White () Black (X) Other ()

Age 25 Height 72 ins Weight 160 Eyes Brown Hair Black

Date of Birth

Place of Birth Hopewell Twp

County York State Pa

Finger-printed () ()

SCHOOLS ATTENDED: College () Last Grade (12)

MARITAL STATUS: Married

No. of Children (3)

S. S. #

Occupation Machine Oper

Employed by York Shipyard, York, Pa

Unemployed: Yes () No (X)

Offense Uniforms Firearm Act

Hearing

Disposition FOIA(b)(6)

Date of Sentence FOIA(b)(7) - (C)

Length of Sentence

Minimum Expires

Maximum Expires

Bail \$500.00

Ald. XXX Ferry

REMARKS: Released on Bail, July 21, 1969

Date first examined by physician Physical condition Mental condition

Yes No Yes No

Gonorrhea () () Contagious Disease () () Marine Corps ()

Syphilis () () Military Service () () Air Force ()

Drugs () () Army () () Navy ()

Date of Release July 21, 1969 Fine Paid - - - - - \$

Total number of days served 1 - one Costs - - - - - \$

Fine - - - - - \$ Costs Paid - - - - - \$

Remarks:

Committed By: Ald Ferry Where Arrested York, Pa

Constable () York City Police (X) FBI () Deputy Sheriff () Penna. State Police ()

W. R. Eger

Receiving Officer

Smallwood

Officers Name

In the Court of Common Pleas of York County, Pennsylvania

Commonwealth

vs

Benjamin L. Nolder
Henry Bannable

: Criminal No. 5
: August Sessions, 1969
:
: Violation of Uniform Firearms
: Act
:

York, Pennsylvania, Monday, October 27, 1969 - a.m.

Before Honorable James E. Buckingham, Judge

- - -

APPEARANCES:

MR. TROUT for the Commonwealth
RAYMOND SMITH for the Defendant, Nolder

We will accept the plea of guilty on behalf of the defendant, Benjamin L. Nolder, and sentence in the matter is deferred until Monday morning, November 24, 1969 at 10:00 o'clock in the morning and the defendant in the meantime is released on his previous bail.

It being a first offense, we will impose the usual \$50.00 fine.

In the Court of Common Pleas of York County
Pennsylvania

Commonwealth

vs.

Benjamin L. Holden

: Criminal Action
: No. 6 August Sessions, 1969
:
: Violation of the Uniform
: Firearms Act

Appearances:

Harry Stonesifer, Esquire, for the Commonwealth
Raymond Smith, Esquire, for the defendant.

York, Pa., Monday, November 24, 1969

Before Honorable James E. Buckingham, Judge

---0---

In this case the defendant failed to appear for
sentence and we direct a bench warrant be issued for his
arrest and the bond be forfeited.

FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20537

The following FBI record, NUMBER 259 045 G

, is furnished FOR OFFICIAL USE ONLY.

Information shown on this Identification Record represents data furnished FBI by fingerprint contributors. WHERE FINAL DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE IS DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

| CONTRIBUTOR OF FINGERPRINTS | NAME AND NUMBER | ARRESTED OR RECEIVED | CHARGE | DISPOSITION |
|--------------------------------|----------------------------------|----------------------|------------|---------------------------------|
| [Redacted] | Benjamin Leroy Nolden [Redacted] | [Redacted] | [Redacted] | |
| [Redacted] | Benjamin Leroy Nolden [Redacted] | [Redacted] | [Redacted] | sixty (60) da York Co Prison |
| [Redacted] | Benjamin Leroy Nolden [Redacted] | [Redacted] | [Redacted] | |
| FOIA(b)(6) FOIA(b)(7) - (C) | | | | |

Notations indicated by * are NOT based on fingerprints in FBI files but are listed only as investigative leads as being possibly identical with subject of this record.

John Edgar Hoover
Director

INDIVIDUAL ADMISSION RECORD

#8217

York County Prison

Date of Admission July 21, 1969

Time 8:47AM

No. Y-7554

Religion Prot

NAME:

Last HANNIBALE First Henry Junior Alias

ADDRESS:

Street 380 Simpson St City York County York State Pa

Citizen: Yes (X) No () Sex: M (X) F () White () Black (X) Other ()

Age 16 Height 74 ins Weight 160 Eyes Black Hair Black

Date of Birth

Place of Birth Bishopville

County Lee State SC

Finger-printed (X) ()

SCHOOLS ATTENDED: College () Last Grade (12)

MARITAL STATUS: Single

No. of Children None ()

S. S. #

Occupation Mechanic

Employed by Smithys Garage, York, Pa.

Unemployed: Yes () No (X)

Offense Uniform Firearms Act

Hearing

Disposition FOIA(b)(6)

Date of Sentence FOIA(b)(7) - (C)

Length of Sentence

Minimum Expires

Maximum Expires

Bail \$500.00

Ald. J. P. Forry

REMARKS:

Released on Bail, July 21, 1969

Date first examined by physician Physical condition Mental condition

Gonorrhea () () Contagious Disease () () Marine Corps ()
 Syphilis () () Military Service () (X) Air Force ()
 Drugs () () Army () Navy ()

Date of Release July 21, 1969 Fine Paid \$

Total number of days served 1 Costs \$

Fine \$ Costs Paid \$

Remarks:

Committed By: Ald Forry Where Arrested York, Pa

Constable () York City Police (X) FBI () Deputy Sheriff () Penna. State Police ()

W. E. Egger 79 Smallwood

Receiving Officer Officers Name

8217
In the Court of Common Pleas of York County, Pennsylvania

Commonwealth

vs

Henry Hannible

: Criminal No. 6
: August Sessions, 1969
:
: Violation of Uniform Firearms
: Act

York, Pennsylvania, Monday, October 27, 1969 - p.m.

Before Honorable James E. Buckingham, Judge

APPEARANCES:

MR. TROUT for the Commonwealth
For the Defendant None

We will approve the nol pros.

- J. J. *

12/4/69

AIRTEL

TO: SAC, Philadelphia

1 - Mr. Boyd

FROM: Director, FBI

ALLEGED CIVIL RIGHTS VIOLATIONS
ARISING FROM RACIAL DISORDERS AT
YORK, PENNSYLVANIA DURING JULY, 1969

PATRICIA EBERSOLE

File

Enclosed are requests for five separate preliminary investigations received from the Department which incidents allegedly occurred during the racial disorders in York, Pennsylvania, in July, 1969. The victims mentioned in the Department's letters are of both the Negro and white races.

According to a Departmental Attorney a civil suit was filed in USDC Harrisburg by various Negro citizens in York, Pennsylvania, against the York Police Department. The plaintiffs are represented by one Peter Hearn who is reportedly an attorney with the Philadelphia law firm of Pepper, Hamilton, and Scheetz. The Department has reviewed a transcript of the civil suit which reportedly consists of over a thousand pages of testimony and from this review it has selected the five incidents as possible violations of the Civil Rights Statutes and has accordingly requested preliminary investigations.

Conduct the requested investigations and surep within seven days of receipt of this communication. Advise appropriate officials at the outset and all persons interviewed that investigation is being conducted at the specific request of AAC Jerris Leonard, CRD, USDO, Washington, D. C. Handle pursuant to Section 27, Volume II, Manual of Instructions. Indicate at the beginning of the details in your report that it is a preliminary investigation. Submit results under separate captions.

Enclosures - 10

MAILED 5
DEC 4 - 1969
COMM-FBI
Tolson _____
DeLoach _____
Walters _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

JOE-jd
(4)

DEC 15 1969

753

MAIL ROOM TELETYPE UNIT

44-44138

NOT RECORDED
183 DEC 5 1969

SEE NOTE PAGE TWO.....

44138-1
44-
ORIGINAL FILED IN

NOTE:

Racial disturbances began in York, Pennsylvania, on about 7/17/69, and continued for approximately five or six days thereafter. The police established a curfew and attempted to seal off two areas of the town. There were numerous reports of indiscriminate shooting by whites and blacks but it is not believed that very many of the persons responsible for the shooting have been identified.

Robert Murphy, CRD, advised on 12/3/69, that the Department reviewed testimony given in a civil suit filed by Negroes seeking an injunction against the York, Pennsylvania Police Department and the Department picked five incidents which may be violations of the Civil Rights Statutes and requested preliminary investigations. In three incidents it is alleged victims were struck by gun fire from police officers. In another, the victim was allegedly beaten by police following arrest. In the fifth instance a white newspaper man, Michael Cronin, was reportedly beaten on 7/30/69, by a gang of white youths because he had written unfavorable articles concerning them. A witness reported that police officers observed the beating and made no attempt to stop it. This denial of protection could constitute a violation of Civil Rights Statutes.

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memorandum

TO : Director
Federal Bureau of Investigation

DATE: DEC 1 1969

JL:RAM:cfb

DJ 144-63-NEW

FROM : Jerris Leonard
Assistant Attorney General
Civil Rights Division

SUBJECT: Unknown Subjects;
Police Officers,
York (York Co.), Pennsylvania
Patricia Ebersole, Jeannette Register,
Daryl Register - Victims
Conspiracy Against Rights
CIVIL RIGHTS

FW

3
9

The victims, two of whom are young children, allegedly were fired upon and wounded without cause by York police officers on the evening of July 20, 1969. Mrs. Ebersole resides at 331 South Newberry Street, York, Pennsylvania.

Please conduct a preliminary investigation.

EXP. PROC.
DEC 2 1969
31

ST. 102
REC-25

44-44138

DEC 2 1969

de
DEC 15 1969

Robert F. ...
SIR